NATIONAL

98-721 OUTFIT, MAROON
98-731 COVER, MAROON
98-771 CORP. RECORD, MAROON
98-725 OUTFIT, BLACK
98-735 COVER, BLACK
Made in U. S. A.

Bd. Rpts.
(continued)

Mr. Currier informed the Bd. that he has several reports from NMAC which he will leave in the office for the Bd's. review. Mr. Currier stated that Haverhill has abandoned their Solid Waste Project. Mr. Hannon, NMAC, is making an attempt to locate a solid waste facility in the area.

Mr. Currier informed the Bd. that Mrs. Haines, Arthur Murphy and Mr. Currier meet with the Highway Dept. through a mediator. We worked very hard and very long and due to a misunderstanding in the numbers caused by neither the Highway Dept. nor the Bd. of Selectmen, we were unable to complete the negotiations.

Mr. Lovering informed the Bd. that he met with the Police Dept. negotiators a week ago Friday. Prof. Hogan was the arbitrator and briefs were filed. Prof. Hogan will issue a decision after reviewing the cases.

Unfin. Bus.
Appointments

On a motion by Mr. Currier, it was unan. voted to appoint Jean-Paul Gravelle as a member of the HRAC.

Quessy
School

Mr. Lovering informed the Bd. that the requested data is not available from Nashoba re: Quessy School. A communication was also received from the Y.C. providing addt'l. information for maintaining the Quessy School. On a motion by Mr. Currier seconded by Mr. Murphy, it was voted 4 in favor, Mr. Lovering, Mr. Murphy, Mr. Palmer, Mr. Currier, one opposed, Mr. Hart, that the Bd. turn over the Quessy School facility to the Youth Center until June 30, 1976, with all maintenance costs being provided by the Youth Center. Mr. Murphy stated that these costs should be provided out of new monies not from the funds which were previously appropriated for equipment. Mr. Wolcott, Y.C. Coord., informed the Bd. that the hours will remain 7-10 P.M. with some exceptions for special programs on Friday and Saturday evenings. Also, there is ample parking for about 20 cars on the ground. Mr. Lovering stated that he was very worried about the compatibility of the Y.C. program in the neighborhood and if there is a challenge that I can give you in terms of this project, this experiment, until June, as far as I am concerned personnally, it is going to be your ability to be able to work that relationship in a way that is harmonious with regard to the people in the neighborhood who have been there for many, many years. If, in fact, that cannot work out and we do have a problem in that neighborhood, I will be the first to campaign to have the program removed from the Quessy School. The people who live there have some rights and young people sometimes do not recognize those rights.

Mr. Lovering requested a hold on discussion re: Fees.

On a motion by Mr. Murphy seconded by Mr. Currier, it was unan. voted to adopt as policy Mr. Murphy's Pending Correspondence Procedure.

Mr. Lovering stated that the Bd. was informed by Town Counsel that the Bd. of Health may establish their own mileage rates. All other departments with the exception of the Bd. of Health pay 12¢ a mile, the BOH pays 15¢ per mile. On a motion by Mr. Loveringseconded by Mr. Currier, it was unan. voted to send a formal letter to the Bd. of Health asking them to review their policy regarding mileage at the rate of 15¢ per mile and in the interest of the community in terms of taxes and saving money that they adjust it to the rate of 12¢ per mile paid by other Town departments.

On a motion by Mr. Murphy seconded by Mr. Hart, it was unan. voted to forward a letter to the BOH requesting that they provide their rationale for selecting the 15¢ per mile figure for mileage expenses.

Meeting
Adjourned

On a motion by Mr. Currier seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting was adjourned at 10:45 P.M.

For the Board of Selectmen,
by, Marion E. McCready

Regular Meeting of the Board of Selectmen held November 17, 1975.

Members Present

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 p.m.

Minutes Accepted

On a motion by Mr. Hart seconded by Mr. Currier, it was unan. voted to accept the minutes of meetings held Nov. 3, 1975 and Nov. 10, 1975 as corrected.

Correspondence Summary

Item 3 - Mr. Lovering stated that the Chair observes that this Bd. apparently has come to some opinion within itself regarding the fact that no further action should be taken at this time but rather this Bd. is unan. in the opinion that the counsel and courts should decide this matter at this point and based upon that, the Chair has no motion to suggest but would rather leave it to the courts to decide whether or not in fact that license was or was not issued. Hearing no motions, the Chair took no action.

Item 6 - On a motion by Mr. Murphy seconded by Mr. Currier, it was unan. voted to request information from the Highway Supt. as to the BOH informing him of any recommended changes necessary to conform with the State requirements at the Swain Road landfill.

Item 8 - On a motion by Mr. Murphy seconded by Mr. Hart, it was unan. voted to request additional information from the Recreation Commission regarding lighting at Strawberry Hill.

Item 14 - On a motion by Mr. Murphy seconded by Mr. Hart, it was unan. voted that the Bd. inform Kennedy Shaw, Exec. Dir., MLC&T of their interest in the "minigrant program" and also request Mr. Flynn, Town Planner, to meet with Mr. Shaw in Boston regarding the "minigrant program". Mr. Murphy stated that previous discussions regarded improvement of management capabilities within the Town.

Item 29 - Mr. Lovering suggested that the Bd. address the drainage subject from a legal standpoint with an extensive opinion from Town Counsel as to where the Town's responsibilities begin and end regarding easements and drainage systems. Mr. Murphy stated that he did not believe that a brook existed in the area of Brentwood and Fairbanks Rds. as brooks do not start at the Town drainage pipes. On a motion by Mr. Murphy seconded by Mr. Currier, it was unan. voted to request the Highway Supt. to meet with Town Counsel at the above site and and come to some resolution regarding this matter.

On a motion by Mr. Murphy seconded by Mr. Palmer, it was unan. voted to adopt the Chairman's Recommendations on the Correspondence Summary as amended and include same in minutes of meeting by reference.

Y. C. Week 12/7/75

On a motion by Mr. Hart seconded by Mr. Murphy, it was unan. voted to proclaim the week of December 7, 1975, as "Youth Center Week". Present were Gary Wolcott, Mel Petersen rep. the Y.C. and Frank Collison, McDonalds.

Mr. Lovering stated that Mr. Murphy will leave the meeting at 7:55 p.m. to represent the Bd. at an Eagle Scout Meeting.

Rpts. - Bd. Members

Mr. Lovering reported that the investigation regarding the gun theft at the Chelms. Police Station is continuing and at this time he has no further information to report publicly.

Mr. Lovering read a letter rec'd. from Robert Crowe, Labor Relations Advisor, regarding the Highway Dept. illegal strike. Mr. Lovering stated that this Bd. did not pay the Highway Dept. for the day they walked off the job, we were accused of

Bd. Member Reports (continued)

being unfair and unreasonable in not doing that. Mr. Lovering stated that he would like to point out that this in not this Bd.'s decision, as a matter of law we could not pay them. If we paid them, we would be violating the law. We are very anxious to settle this matter, we are very close to settling, we think our offer is reasonable and we are going to do everything we can to settle our contract but on the other hand we have to maintain some semblance of reasonableness with regard to our offer.

Mr. Murphy informed the Bd. that the Water Consolidation Study Committee met last week and they have engaged the firm of Palmer and Dodge to assist them in the financial aspects of water consolidation.

Mr. Murphy informed the Bd. that the Middlesex County Advisory Bd. will meet tomorrow at 4:30 p.m. at the Newton Courthouse to begin budget deliberations for the upcoming year.

Rpts. - Town Counsel

Town Counsel, Clement McCarthy, provided the Bd. with a written communication and also informed them that Atty. Hart appeared in court today re: Bowl Rd. - Emmett Byrne and the Town of Chelmsford was denied a restraining order as the judge felt that that there was no irreparable harm being done in the neighborhood. Mr. McCarthy informed the Bd. that he has asked for a speedy trial regarding this matter.

Mtg. - Appt. Civil Def Dire

Meeting with members of the Civil Defense Committee re: Appt. of a Director. Present were: Walter Hedlund, Wm. Edge, Chris Alexion, Joseph Stavely, Sgt. Edwards and George Brown, members of the committee. Mr. Hedlund informed the Bd. that the C.D. Committee has reorganized and the committee has unan. agreed that Mr. Hedlund should be appointed as the Director. Mr. Hedlund informed the Bd. that the past Director has not attended any meeting over the last ten months. On a motion by Mr. Currier, it was unan. voted to appoint Walter Hedlund as Director of the Civil Defense Committee. Mr. Hedlund requested that the Bd. send a copy plus 4 certified copies of this appt. to the area Director of Civil Defense. Mr. Edge suggested that the Bd. appoint Mr. Melvin deJager, the CD radio officer as a member of the committee. He has worked with the committee for many years but has not been appointed as a member of the CD Committee. On a motion by Mr. Currier, it was unan. voted to appoint Mr. deJager as a member of the CD Committee.

Adm. Asst. Reports

On a motion by Mr. Hart seconded by Mr. Currier, it was unan. voted that the Town Report Cover Contest be a Townwide contest. Photographs and artwork will be accepted. The motion also included that the judges consist of 1 member of the Bd. of Selectmen, 1 member of the Bicentennial Commission and 1 member of the Historical Commission.

On a motion by Mr. Hart seconded by Mr. Currier, it was unan. voted that Rep. Freeman could use the Selectmen's Mtg. room on Nov. 29, 1975 to meet with his constituents.

Unfin. Bus. Appts.

On a motion by Mr. Hart seconded by Mr. Currier, it was unan. voted to appoint Ann Clayton as Deputy Warden, Precinct 4.

On a motion by Mr. Currier, it was unan. voted to appoint James Rogers as a member of the Flood Prevention Study Committee.

Mr. Lovering appointed Mr. Murphy and Mr. Palmer as a sub-committee to identify the license fees that appear to be out of step with the surrounding towns and present recommendations to the Bd. as to what these fees should be.

Unfin. Bus. (continued)

On a motion by Mr. Hart seconded by Mr. Palmer, it was unan. voted to hold and request that the Adm. Asst. determine the value of the surplus equipment through the expertise of the various Town dept. heads.

The Bd. requested that Mrs. Haines contact Town Counsel and request Town Counsel or his representative to attend the Conservation hearing to be held tomorrow night concerning Crystal Lake.

New Business

Mr. Hart stated that he had been talking to Mr. Gilet, Planning Bd., re: street acceptances. On a motion by Mr. Currier seconded by Mr. Palmer, it was unan. voted to appoint Mr. Hart as a member of a sub-committee to come up with a proposal re: street acceptance to be presented to the Bd. and also request that the Planning Bd. appoint Mr. Gilet to serve on this sub-committee.

The Bd. agreed to forward a letter to the Town Acct. and request that he include the fees that have been turned back to the Town by the various depts. to offset their expenditures in his monthly report to the BOS.

Mr. Lovering stated that he would speak for the Bd. re: discussion he had with D.A. Droney's Office regarding whether or not any addt'l. activity would be forthcoming regarding the Gravelle incident. Mr. Droney's office indicated that there was a reasonably likelihood that addt'l. action on behalf of D.A. Droney would be forthcoming and therefore I would refer all the balance of questions to his office, because I would choose not to comment before he takes any steps that he has to.

Mr. Lovering stated that the Bd. would continue to have their opening meeting time from 7-7:30 p.m. as long as residents continue to meet with the Bd. at this time.

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On a motion by Mr. Hart seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting was adjourned at 8:30 p.m.

For the Board of Selectmen,
by, Marion E. McCready

Emergency Meeting of the Board of Selectmen held November 12, 1975. Members present were: Mr. Lovering; Mr. Hart; Mr. Murphy; and Mr. Currier. Mr. Palmer was absent. Also present were Louis Rondeau, Supt. of Streets; Robert Crowe, Labor Relations Advisor; Evelyn M. Haines, Administrative Assistant. Mr. Lovering, Chairman, called the meeting to order at 7:00 P.M.

Chairman Lovering stated that we were advised this morning that the Hghy.Supt. had received some calls concerning sickness. It is my understanding that only Mr. Rondeau, Mr. Fantozzi, Miss Koulas and CETA workers reported for work. Based upon this, through our Labor Relations Advisor, Murphy, Lamere & Murphy, a meeting was held this afternoon in Boston, at which Mr. Currier was in attendance. During the meeting at the Mass. Labor Relations Office the walk-out was discussed. It was agreed by Mass. Labor Relations Commission that, in fact, a cease & desist order will be issued against the union representatives of the Hghy. Dept. That determination means that this activity is considered by the Commission as an illegal strike. As an illegal strike, this Board must consider today's activities as an illegal action on behalf of the Hghy. Dept. and as such, no compensation for hours today is allowable under the law, which means the Hghy. Dept. this week will be less one day in their paychecks. At this point it is difficult to determine whether or not we will have attendance tomorrow in the Dept. We have heard some indication that there may well be. This mtg. has been called to review the facts that occurred today and to review our negotiating position which we had previously developed in the process and also to sit down and develop some strategy as to where we go from here. Part of that proposal would be to keep these services going in the event that this strike continues, which we should assume that it will, or will not, and have some kind of a program available in the event that either of the two happen. I think it would be safe to say for the record that at this particular point in time, the Board of Selectmen are very concerned with regard to the failure of the workers to report today. This Board, in good faith, has been attempting to negotiate a reasonable contract with the Hghy. Dept. for many months - we are prepared to continue doing that and shall do that. On the other hand, I think at this particular point to have such an action take place is most inappropriate when, in fact, it was acknowledged by the Union, unofficially, that this Board was willing to entertain some six months ago, some settlement at 6.5% figure, that, in fact, had been given to the Town employees. Evidentally, the Board's feeling of 6.5% as being reasonable was unacceptable to the Union, and to the members. We continued the negotiating process, and, as we know, as recently as a week ago, the Board was willing to settle this contract over a two-year period at approximately 13%. All other aspects of the Hghy. proposal were deemed acceptable, except for wages. For example, we had agreed extra holiday time; we had agreed to upgrade certain classifications; we had agreed to increase the premium with regards to some overtime- so all the issues were, in fact, agreed to, between the parties and wages were the last stumbling block. This Board took the position that approximately 13% spread over two years was most reasonable, particularly given the fact that State employees this year have received zero pay increases, and we were willing to put that aside, as not being something we wanted to impose upon our Town workers. Because of that movement, which I have referred to, both the Board and our negotiator are completely shocked that the members of the Hghy. Dept. would strike, given the fact that our position is that positive in our view. If, in fact, we, as Selectmen, were offering zero per cent, if we were offering 1%; 2%; or 5%, I can understand why some action would be taken, to get our attention, but we have gone to 13% spread over two years, and to have a strike with that kind of a position, I think is most unfortunate. I'm very sorry to say it took place in our Town.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to go into Executive Session to discuss Hghy. Dept. negotiation status, and strategy and also the financial status of the Community, per request of the Board. Atty. Robert Crowe; Louis Rondeau, Supt. of Streets; and Evelyn Haines, Adm. Asst. were present at the Executive Session.

Mr. Lovering stated that Atty. Crowe suggested that a press release be prepared tonight stating that we have been negotiating and willing to go to 13% and the fact that we are shocked that they went on strike.

Mr. Lovering stated that he wanted to establish two plans: 1) agreement that if they come back to work tomorrow that we get on the radio and in the Lowell Sun to educate the people as to what happens this week; 2) if they don't come back to work, we have a plan that we announce tomorrow, how we are going to handle the trash in Town.

Atty. Crowe stated that we have an alternative plan: 1) If they report back to work, we hold the cease and desist order; 2) If they don't report for work, we take legal action in the courts. Mr. Hart stated the most important thing right now is to contact all private contractors that plow snow to insure that they will report, so the Hghy. Dept. cannot hold over our heads a work stoppage during a snow storm. Atty. Crowe suggested that if the employees do not report for work, the Board should have a press release in the morning, and a press conference in the morning. The Board agreed to have the open trucks used for the remainder of the week in order that the Hghy. Dept. can catch up with the pickup of trash. Open trucks, however, will not be used on Saturday. The Board agreed to release a press release which would contain a statement of facts that occured today in the Hghy. Dept. and the action taken by the Board.

The Board agreed if the Hghy. Employees did not report for work that they would announce that the Swain Road facility would open on Saturday. Also, a press conference would be held at 5:00 P.M. if they don't report for work.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to go back into Open Session.

Mr. Lovering stated that as a result of the failure of the Chelmsford Highway Department personnel to report to work, and as a result of our attempt over the past six months to negotiate, and as a result of an apparent Union meeting that was held this past Monday evening with regard to this matter, the Board of Selectmen in consultation with our Labor Relations Advisors, caused to be sent today, hand-carried, a letter to James Cooper, Chairman of the Mass. Labor Relations Commission, Boston. The investigation did take place today in Boston with all due process requirements having been satisfied. The Union Office was called many times during the day, and no answer was received-- the telephone was not answered. However, notice was given to the Union, through their steward, Mr. Morris Teehan, and apparently the Union chose not to participate in the investigation. The results of the investigation are now available. The Mass. Labor Relations Commission has decided to issue a cease and desist order, which, in fact, will indicate that this activity is an illegal strike. The order states that the public employees engaged in an illegal strike, and also states that the Union induced, encouraged, and condoned the strike. It will order actions on behalf of the Union and the public employees: 1) The Union must cease and desist from encouraging and condoning any illegal strike in the Community; 2) It will order the public employees to cease and desist from engaging in the strike and withholding their services to the Community. The order will probably also request a continuation of the good-faith negotiating by both parties. The Board has agreed upon alternate plans for the Community in the event that the employees choose to return. The Board has also concluded unanimously that we wish to continue the good-faith negotiations that we have been conducting since this process started many months ago. The Selectmen were shocked with regard to the strike that occurred this morning, because we had been bargaining for many months in good faith, and, in fact, thought that we were making distinct progress. The Union was aware this past Spring, unofficially, that we were willing to settle for 6.5%. This is the same amount that was given other Town employees at the Annual Town Meeting. They chose not to accept that. As recently as two weeks ago, the Board of Selectmen was willing to settle for approximately 13% wage increase over a two-year period. In addition to that 13%, we were willing to include an additional holiday; additional overtime coverage; and wage classification fringe benefits. If we were offering 2% or 5% (some small amount) I could understand the strike. But with a 13% package, over a two-year period, in today's economic times, this is unbelievable. State employees are receiving no raises this year. We are attempting to reward reasonable raises for Town employees and keep our taxes down. We don't understand how we can be accused of bad faith.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to adjourn at 8:10 P.M.

For the Board,
by, Evelyn M. Haines

Regular Meeting of the Board of Selectmen held November 24, 1975.

Members Present

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 p.m.

Minutes Approved

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to accept the minutes of the meeting held Nov. 17, as corrected.

Correspondence Summary

Item 9 - On a motion by Mr. Murphy, seconded by Mr. Hart it was unan. voted to include Mr. Robert Flynn, Town Planner, in all corres. regarding state financial assistance for improvements on the intersection of Hunt and Littleton Roads.

Item 12 - Mr. Currier abstained from voting on the renewal of the Auctioneer's License of Mr. George Dupee, as he is related to Mr. Dupee. The balance of the Board unan. voted to renew said Auctioneer's License, Mr. Currier voted as present.

Item 17 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to delete Stuart Road Extension from the list of streets to be accepted in Mr. Rondeau's letter to the Board, until such time as all work on Stuart Road Extension is completed.

Item 20 - The Board discussed corres. received from Town Counsel re: Accepted & Unaccepted Streets. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to ask Robert Flynn, Town Planner, to come forward with a program to see if we can have an article at the next Town Meeting to address some of the problems related to accepted and unaccepted streets.

Item 25 - The Board discussed corres. received from Peter J. McHugh, Jr., regarding replacement of CETA employees to other places of employment. Mr. Murphy suggested that perhaps before the BOS meet with Mr.McHugh on 12/1,Mr.Costa could advise the BOS as to the current phase-out plan for Chelmsford's CETA employees.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the Chairman's Recommendations on the Correspondence Summary as amended and include same in minutes of meeting by reference.

Board Member Reports

Mr. Lovering reported on a meeting held by the Board last Thursday evening with regard to the subject of wastewater management, drainage, and water that we are having difficulty with in the Community in terms of being able to adequately control. Various Boards and Committees attended: Flood Prevention; Conservation; Sewer Commission; East Water District; Highway Dept; Planning Board; Board of Health; NMAC; and our Town Engineer. Mr. Lovering felt that the meeting was very constructive and it was encouraging to see the cooperation that was present at the meeting. The mtg. was in the nature of fact-finding; reviewing all of the various reports, documents and issues that these boards have been addressing. No solution was enunciated at this point-- we have decided to publish all of the data brought forward in a detailed package and agreed to meet again in Jan. with the idea of beginning to formulate some type of plan which the Towns' people could address at Town Meeting. Step One of this program should be a very comprehensive mapping of the Town through the use of aerial photographs to develop two foot contours in the entire Community, which could be used by all these boards in their activities. It will not be a cheap matter, but it was a good Step One with regard to the problem of drainage in Chelmsford.

Mr. Murphy reported on a meeting with the Youth Center Advisory Board regarding staff salaries. All communications with the YCAC should go to the Chairman. At the present time Andrea Johnson's salary is less than the CETA employees whom she supervises. She is Chief Part-Time Supervisor for the Youth Center, and it is not consistant that as she was meant to supervise others, she is now receiving less. The other staff members have been cut back in salary, and have been working for 18 months without any raise. The YCAC feels that it is difficult to maintain qualified employees without any incentive. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request that Mrs. Haines verify these facts and figures to see if the Board should take some type of action regarding same.

Mr. Murphy advised the Board that Mr. Jim Ford, from Storch Engineering telephoned him and advised him that due to the concern generated by the public at the first Public Hearing on Central Square planning, the DPW would require a second Public Hearing which would be held in the Town of Chelmsford, hopefully during the second or third week in December. The Board should advise Mr. Ford of the date and time of said Public Hearing.

Mr. Murphy corrected an error in the Middlesex County Advisory Board minutes. He had indicated that there is a quarter-million dollar supplementary budget being reviewed in the County Commissioners' office-- the dollar figure is really a half-million dollars. Many requests that are in the budget were cut out by the Legislature, and the Advisory Board is hoping that the County Commissioners will cut them out again. One point of interest is that $162,000 of it is unpaid bills that date back some four years. The MCAB believes that under the law they should be getting the budget from the Commissioners, and if the Commissioners bypass the MCAB and go to the Legislature directly, the Board may well take legal action to have the matter brought back to the Board. The MCAB took no action on the plan for State take-over of the Billerica House of Correction, as there were many facts in the report which were unanswered which were outside the scope of the report and outside of the ability of the Advisory Board's control; so the report was sent along to the Governor and the Commissioner of Corrections and the County Commissioners to assist them in any future decisions they may make.

Mr. Palmer reported on a meeting which he attended on Nov. 19 re: Merrimack Valley Health Planning Council, which is trying to apply as an HSA in the Merrimack Valley. On a motion by Mr. Hart, seconded by Mr. Murphy it was unan. voted to appoint Selectman Thomas A. Palmer, Jr., as a member of the Interim Board of Trustees to represent Chelmsford on the MVHPC. Mr. Palmer stated that another election of Board of Trustees will be held in the Spring and that Mr. William Slusher, Chairman of the Council, should plan to make a presentation to the MVSA in the Spring for nominations from the MVSA for members of the Board of Trustees.

Dog Hearing-Goodwin

A Public Hearing was held on a complaint received by the BOS regarding annoyance caused by a Doberman-Shepherd dog, owned by Mr. & Mrs. Charles Goodwin, 22 Steadman Street. Present were: Mr. and Mrs. Arthur Johnson, Ms. Kristen Culler, Ms. Rebeca Morton, Ms. Dorothy McNulty, Ms. Linda Marchand-Complainant; Mr. & Mrs. Charles Goodwin, and Ms. Cheryl Constantine, Asst. Dog Officer; all were sworn in by Mr. Lovering. Mr. Lovering read corres. received in the Sel. Office dated June 16, 1975 and Nov. 16, 1975 from Ms. Linda Marchand regarding annoyance of the Goodwin dog and corres. received from Frank Wojtas, Dog Officer, dated June 26, 1975 and Nov. 21, 1975, and corres. dated Nov. 21 from Ms. Constantine, Asst. Dog Officer, regarding incidents of dog bites by this dog and recommendations that the dog be restrained 24 hours a day. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted that the Goodwin's dog be restrained 24 hours a day, and that violations of this restraint as verified by the Dog Officer to the BOS will result in the removal of the dog. The Board agreed that when the dog is being exercised he should be on a leash, and that at no time shall the dog run freely. The Board further agreed to notify the Dog Officer, in writing, of the action taken by the Board at this Public Hearing regarding this dog.

The Board met with Ms. Jo Anne Kelch, Chairman of the Water Consolidation Committee, regarding the appointment of the firm of Palmer & Dodge as consultants to the WCC, as Special Counsel. Ms. Kelch advised the Board that she had spoken to Town

Counsel regarding this matter and he advised her that the appointment of Palmer & Dodge as Special Counsel for the WCC was strictly a precautionary move on the part of Palmer & Dodge. Ms. Kelch suggested that two changes be added to the contract: Ms. Kelch requested that the following be inserted into the contract--that the amount of reimbursement that should not be exceeded is $12,000, as voted at Town Meeting in May; and in the Certification itself, that the words "and financial" be inserted between the words 'legal' and 'services' on line 9 of paragraph two of said certification. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to appoint the firm of Palmer and Dodge as Special Counsel for the WCC.

Unfinished Business - Bid Award: Surplus Equipment

The Board discussed the bid awards of surplus equipment. The Board had previously requested that Dept. Heads who have knowledge pass judgement on whether or not the prices bid were reasonable. Mrs. Haines advised the Board that Mr. Dahlgren, mechanic at the Highway Garage, looked over the bids received on truck equipment. Mr. Currier informed the Board that he had checked over the NCR Accounting Machine. He spoke to Mr. Pearl in New York re: this machine and Mr. Pearl advised Mr. Currier that the machine was worth between $90 and $100, and that Mr. Pearl would contact the office on Nov. 25 regarding purchase of said machine. Mr. Murphy moved that one 16mm projector be awarded to the Council on Aging; two to the Youth Center; and one to the high bidder. The Chair stepped down to second this motion. The motion was defeated, as Selectmen Hart, Palmer, and Currier were opposed. Mr. Currier then moved that one 16mm projector be awarded to the Council on Aging; and three to the Youth Center. Mr. Palmer seconded the motion, it was voted four in favor, one opposed-Mr. Lovering, to award one 16mm projector to the Council on Aging and three 16mm projectors to the Youth Center. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to award all remaining items to the high bidders, except in an instance where a Town Dept. or Committee has requested materials. The Board agreed to hold on the award of the NCR Accounting Machine, pending telephone call on 11/25/75 from Mr. Pearl. Mr. Murphy requested a hold on video monitors which appeared on the bottom of the list on which no one bid, until next year, when there may be some potential use by the Police Dept. for surveillance systems. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to advise all parties concerned that the equipment must be picked up within seven days, or the votes are no longer valid.

Review Fees

Mr. Murphy and Mr. Palmer furnished the Board with a revised fee schedule for the Town of Chelmsford. They proposed changes in the following fees: Club (All Alcoholic - from $100 to $500; Beer & Wine Restaurant - from $200 to $500; Beer & Wine Package Store - from $300 to $350; Gasoline Storage Original License from no fee to $20; Common Victualer License for Donut Shops, Bakeries-from $5 to $10; Common Victualer License for Drive-Ins, Theatres; Restaurants-from $5 to $25; Auctioneer License - from $2 to $5; Automatic Amusement Licenses - from $5 to $10; One Day Beer & Wine Licenses - for All Alcoholic One Day Licenses (just approved by the State) $25; One Day Beer & Wine License - from $1 to $5; Junk Collector's License - from $5 to $10; Modify Building Permits as follows: The new houses were being recommended at ½ of 1%; Sub-Committee recommended change to ¼ of 1%; Alterations were $25 for $2,000 Alteration - change recommended to $5; Alterations were $35 for $5,000 Alteration - change recommended to $10; Alterations were $45 for $10,000 - change recommended to $20. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted three in favor, two opposed-Mr. Hart & Mr. Currier, to adopt all fees as outlined in the proposal, with the only change being that the Club All Alcoholic and Beer & Wine Restaurant Licenses will be increased in two steps-- a 50% increase this year and a 50% increase next year. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to wait until the end of the Fiscal Year to act on the Building Permit fees after a year's experience is gained.

The Board agreed to hold on the approval of street light requests per request of the Administrative Assistant.

License Inspections

Mr. Lovering reported on the Nov. 15 License Inspections made by the Board of Selectmen of All Alcoholic, Pharmacy and Beer & Wine License establishments in the Community. The Board has received notification from the Building Inspector and the Fire Chief that they have completed their inspections and that all are in order. The Board agreed to inform all license holders in Town that their licenses should be posted in an area where the public can view same - the date and signatures of the Board should also be visible. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to renew all liquor licenses in the Town.

New Business

A discussion was held re: the use of the Old School House at the intersection of Mill Road and Boston Road, as the 4-H Club has expressed an interest in use of this building. The Board agreed that the building should be dedicated to the elderly. Mr. Murphy indicated that the Golden Age Club is not interested in the use of this facility. The Board agreed to inquire of the elderly as to whether or not they want to jointly use the building with the 4-H Club; or inquire as to whether or not they want the 4-H Club to use the East School facility and form a consensus regarding this matter.

Mr. Murphy advised that the first Wednesday in Dec. is the deadline for filing Legislation, and the meeting of the MVSA will occur after that date; therefore, we should advise Rep. Freeman and Rep. Shea that the MVSA is planning to sponsor a First Offender's Bill, and we would like to get this going early so that we don't have a late file bill. The Board agreed to request Rep. Freeman to file said legislation on behalf of the MVSA. Mrs. Haines may be able to help in some way because NMAC was going to do the drafting - it may already be available.

Mr. Murphy requested that some time in the month of Dec. the BOS should identify articles to be submitted in the next Annual Town Meeting Warrant, as the Board has identified week after week articles for Town Meeting Warrant submission. These articles should be listed by title and basic subject matter.

Mr. Murphy addressed the subject of the Dept. Head Meeting scheduled for Dec. 4. He stated that sometimes, committees or boards only meet once a month, and they do not receive adequate notice of meetings. A letter will be mailed out within the next few weeks re: annual reports; budget requirements; meetings with the BOS regarding budgets. This will be forwarded to all committees, boards, commissions and departments in Town upon receipt of the cover letter regarding same from the Finance Committee.

The Board agreed to hold budget hearings on Saturday, Jan. 10, 1976 and Jan. 17, 1976, in order that the Board may have an opportunity to dwell on financial matters. The hours of these budget hearings will be 9:00 am to 12 Noon. The Board agreed that if budgets were received early enough, and the Board has no problems with them, those parties concerned do not have to attend the budget hearings. This should be an incentive to get budgets in early.

The Board agreed to request that the Hghy. Supt. forward a report re: chipper experiment-- how successful it was; how many people used it, etc.

The Board agreed to schedule the appointment of an Alternate Member to SHARE, Inc., at their meeting on 12/8/75.

Mr. Murphy advised the Board that the Planning Board has requested a Transfer from the Reserve Fund from the Fin. Comm. for the hiring of an engineer. The BOS had advised Mr. Rondeau to secure the services of a retired engineer to to perform engineering services in view of Mr. Cavanaugh's termination. The Board agreed that a void has been created regarding a retired person to fill this vacancy, and that perhaps the Town could continue with the services of Mr. Cavanaugh until Mr. Rondeau recommends a replacement. Mr. Lovering stated that Mr. Wojtas had contacted him and informed him that the Planning Board's concern was that the current fellow has so much pre-existing knowledge concerning what they are doing, that the Planning Board does not want the change to occur that dramatically, and the Planning Board would request some type of a transition. Mr. Murphy suggested that the Planning Board be notified of the Board's position for the record. The Board agreed to authorize Mr. Lovering to develop a Phase-Out Plan with Stephen Wojcik regarding this subject.

The Board discussed the Emerson Property. Mr. Murphy suggested that the Board should address the problem of deciding how to go about doing something with the property, shortly, and identify the size of a committee and qualifications of same - certain orders and timetables as to what the Board would like them to do. Mr. Lovering suggested that the Board give notes to Mrs. Haines concerning any specifics they might have, and out of that, we can come back with some sort of a basic plan that can be brought before the Board for a vote.

Mr. Lovering informed the Board that he could not be in attendance on Nov. 25 at 10:15 am for the opening of Bos'n's Whistle Seafood Galley. He asked if any other Board member could attend in his place. As none of the other members could be present, the Board authorized Mrs. Haines to represent them at the Ribbon Cutting.

Mr. Lovering expressed his concern on the headline that was used in a local paper regarding the subject of Highway Dept. negotiations. The headline started with the words "Selectmen decry" and was followed by various phrases & quotations. Quotations usually imply that they are a quote from the party that is doing the decrying, which I think the average person in the Community would assume if he had read the headline. One of the phrases used that this Board was decrying was the term 'Highway Robbery' and I would submit for the record that this Board was, in fact, 'shocked' in quotes, and we did say that, and we did use other phrases, but there was never used by this Board, the terms 'Highway Robbery'-- that is a liberty that the newspaper took, they have a right to do it, I have no objection, I just want to make sure that the people in the Community know that we, or at least, I don't think that anybody else, used that term.

Mr. Lovering stated that Mrs. Dunn was present at the meeting, and Bowl Road had not been discussed. There apparently has been increased activity on Sat. and today at Bowl Road re: loam or fill removal. We are under the impression that there is an existing injunction that has been served on Sat. against Mr. Byrne. If that is true, there were trucks rolling today and tooting their horns so that residents in the Bowl Road area knew that they were using the street. We have no additional information re: what might have transpired today in terms of taking some additional action, but we will try to determine that tomorrow morning, and, if Mrs. Dunn calls the office after lunch we may have some information for her.

The Board welcomed the observer from the League of Women Voters.

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting was adjourned at 9:36 P.M.

Meeting Adjourned

For the Board,
by,
Bonita Towle

Jurors drawn by Selectman Arnold J. Lovering, November 24, 1975:
For Lowell District Court - Anthony P. Cellini, 249 Graniteville Road
For Cambridge Superior Court - Charles E. Miller, 21 Jonathan Lane
Joseph W. Bucceri, Two Johnson Road
David Wilcox, 205 Graniteville Road

Regular Meeting of the Board of Selectmen held December 1, 1975.

Members Present

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer, and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 p.m.

Minutes Approved

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to accept the minutes of November 12, 1975 (Emergency Meeting) and to separate the Executive Session portion of these minutes from the Open Meeting minutes in the Minute Book; and to accept the minutes of the meeting held November 24, 1975, as corrected.

Correspondence Summary

Item 3 - Board discussion - Mr. Lovering suggested that perhaps the vacancy on the Planning Board should not be filled until the Annual Election in April, in order that the people of the Community can select their representative on the Planing Board. On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to request an opinion from Town Counsel as to whether or not it is within the Legislation to hold on the appointment of a Planning Board member until the Annual Election in April.

Item 20 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to amend the Chairman's Recommendation to include the recording of an official vote taken by the Board that the Board is unan. opposed to the alternate of Route 213 through North Chelmsford.

Item 22 - On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to request a determination from Town Counsel as to whether or not a bylaw stating that 'the Board of Selectmen in the Community will be the authority to set the mileage rate for all parties in the Community regarding mileage reimbursement' would be enforceable; and if so, request Town Counsel to draft a bylaw stating the above for the next Annual Town Meeting Warrant.

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adopt the Chairman's Recommendations on the Correspondence Summary as amended, and include same in minutes of meeting by reference.

Bid Opening - Crystal Lake Restoration

The Board opened and read aloud Sealed Bids for the Restoration of Crystal Lake at 7:45 P.M. Twelve bids were received. They were as follows: M. DeMatteo Construction Co, Quincy, MA - $644,833.00; Modern Continental Construction Co, Inc, Cambridge, MA - $776,362.00; Methuen Construction Company, Inc, Methuen, MA - $979,669.00; Marios Bros., Inc, Worcester, MA - $877,696.00; J.F. White Construction Co, Newton, MA - $840,939.00; S & R Construction Company, Inc, Johnston, RI - $949,629.50; James W. Flett Company, Inc, Belmont, MA - $941,300.00; Roy M. Wright, Inc, Springfield, MA -$886,500.00; C. Pezza & Son, Inc, Johnston, RI - $1,060,402.60; Salah & Pecci Construction Company, Inc, Canton, MA - $849,008.00; Northeastern Construction Company, Inc, Framingham, MA - $1,033,676.10; Perini Corporation, Framingham, MA - $779,726.00. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to take all bids under advisement and turn same over to the Crystal Lake Restoration Committee for their review and recommendations for Bid Award at the next Selectmen's Meeting, scheduled for Dec. 8, 1975. Said recommendations should be in writing by the CLRC.

Mtg: Peter J. McHugh, Bldg. Insp. re: CETA employees in Bldg. Dept.

Meeting with Peter J. McHugh, Jr., Building Inspector, re: status of CETA personnel in the Bldg. Department. Mr. McHugh informed the Board that he had received a telephone call from the Lowell CETA office advising him that the Clerks in the Bldg. Dept. have been offered other jobs and he expressed his concern that he may have to train new clerks, which is time-consuming. Mr. McHugh informed the Board that he would like to keep the two Clerks in his office now, under his budget. Mr. Lovering stated that the Finance Committee would, in all probability, be very reluctant to grant a transfer from the reserve fund, while there is CETA money available for secretarial services for the Bldg. Dept. Mr. Murphy stated that the Asst. Bldg. Insp. is the fourth from the last person to be phased out of the program, and this will not occur for some time. As the Annual Budgets are due on Dec. 21, 1975, the Bldg. Insp. should include these positions in his budget proposal to be discussed with the Board and the Finance Committee. The Board agreed to request the Adm. Asst. to contact the Lowell CETA Office by telephone on Dec. 2 to determine the following: If the Town of Chelmsford looses some of its CETA employees through the phase-out, does the money go into Chelmsford's lag fund, or is it split up over the whole district; and, to get a status on the employment of all CETA personnel in Chelmsford, but, in particular, get the status of the two Clerks in the Bldg. Inspector's Office. The Board agreed to have Mr. McHugh submit, on Dec. 21, his full budget for next year, which the Board will review at that time, and the Board will schedule a mtg. with the Finance Committee in order that the Board can explain to the Fin. Comm. why it is important to start thinking about this matter now.

Board Member Reports

Mr. Lovering advised the Board that Ray Day of the Chelmsford Minutemen informed him that two Council Members and their wives from Chelmsford, England will be invited to visit our Community next year during the Bicentennial Celebrations. John Alden is coordinating this, and Mr. Lovering requested that the Adm. Asst. contact Mr. Alden immediately in order that the Board may be advised of the plans, etc. Mr. Day is preparing a parchment for the Board to view, which will contain a welcoming, and sketches, etc, which he will present to our visitors from England.

Mr. Lovering spoke with Mr. Day about the Board of Selectmen's holding a Bicentennial Selectmen's Meeting, which would be a recreation of an early Chelmsford Selectmen's Session. Mr. Day will come up with some ideas regarding this meeting, and present his ideas to the Board at a later date.

Mr. Murphy reported on the Finance Committee/Board of Selectmen Communication Sub-Comm. mtg. A communications procedure has been committed to writing and the Fin. Comm. has received two copies for their review. Each Board member has been given a copy of same, and any comments should be given to Mr. Murphy by the end of this week.

Mr. Murphy informed the Board that he had received a telephone call from the MCAB re: Middlesex County Training School facility. He was advised that a hearing has been scheduled for Wednesday, Dec. 3, at the State House, Room 466 at 2:30 pm with the Special Legislative Committee to discuss what will be done with the MCTS. As the Board of Selectmen was not notified of this mtg, there would appear to be a communication problem. Mr. Lovering stated that he would appoint a representative to appear on behalf of the Board at this hearing.

Mr. Currier suggested that Robert Flynn, Town Planner, complete the questionnaire forwarded to each Board member re: NMAC program, and upon completion of same, return to the Board for their review of same. One questionnaire will be signed by all Board members for a united approach.

Mr. Currier visited the NMAC Office this past week to look into the G and H Corriders, which go in back of the landfill and through Glenview Sand & Gravel and enters on Route 3 approx. ½ mile down from the Rotary. Corriders G and H are the ones recommended by NMAC.

Mr. Currier spoke to Mr. Hannon of NMAC re: 208 Waste Water Management Study. One sentence in the study reads: "Once a suitable and cost effective location has been determined, planning and design for the construction of a Chelmsford Sewerage Treatment Plant can proceed, with consideration to include Westford." Mr. Hannon advised Mr. Currier that this was a presumptous remark, and he would send a letter, with a copy to all persons who receive the newsletter, indicating that the above statement was a supposition made by a gentleman working on the project, and apparently had not been actively updated.

Adm. Asst. Reports

Mrs. Haines advised the Board that Arthur Murphy informed her that a mediation session has been scheduled for Friday, Dec. 5, at 10:00 a.m. in Boston, for the Highway Department, requested by the Mediator. Mr. Lovering stated that he will be there, as well as Mr. Currier, who attended the last session. Mr. Currier suggested that Mrs. Haines also be present.

Mrs. Haines informed the Board that the Board of Health is meeting with the Middlesex County Commissioners on Dec. 2 to discuss the MCTS Facility use. The BOH is awaiting a reply from City Manager Taupier regarding same.

Dept. Head Reports

The Board received a report from Charles Costa, CETA Coordinator, regarding the Phase Out Plan for CETA employees, in which he indicated that he has not received any response from Lowell re: phase-out plan. Mr. Costa stated that because Lowell is a prime sponsor, it is his understanding that we do not have to abide by the First-In--First-Out determination that was made in Boston. Mr. Lovering stated that this should be verified. The Board agreed to review Mr. Costa's report, and place it on the Agenda for 12/8/75 for a vote.

The Board received a Request for Transfer from the Reserve Fund from the Recreation Commission in the amount of $2,000 to be used as follows: Field Maintenance - $850 for three days usage of bulldozer to cover dangerous rocks at Robert's Field; $1,150 to be used to remove snow from the pond at Robert's Field. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to approve the Recreation Commission's Request for Transfer and forward same to the Fin. Comm.

The Recreation Commission forwarded the Board a letter indicating that they do have a need for assistance from the Board of Selectmen re: Litchfield Service Station property. Town trees have been removed from this property. The Recreation Commission requested that the property line be established. On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to forward the Rec. Commission's letter to the Board to the Hghy.Dept for Town Engineer determination as to where the markers are, and to request said Town Engineer to meet with Mr. Dempster to insure that he receives all the information he needs.

Chris Alexion, Purchasing Agent corresponded with the Board re: Specifications for Sidewalks. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to authorize the Purchasing Agent to go out on bid for this project as soon as possible.

Unfinished Business

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to accept the list of 21 street lights, and forward same to Mass. Electric Company for installation. Mr. Murphy stated that most of the lights on the list were requested due to vandalism in various areas in Town.

Mr. Currier advised that Board that Mr. Pearl, from New York, had not contacted the Office regarding bid award of the NCR Accounting Machine. On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to award the bid for the NCR Accounting Machine to the previous high bidder.

New Business

Mr. Murphy requested that Mr. Welch furnish the Board with a status report on the previous request of the Board regarding changing the bus contract in terms of supporting the elderly, concerning their needs.

Mr. Murphy requested that the Recreation Commission establish a work schedule for the CETA employees under their supervision and forward copy of same to the Board. The Board had previously requested this information from the Recreation Commission but has not, to date, received same.

Mr. Murphy requested that the Conservation Commission advise the Board as to whether or not they would be willing to coordinate a program for tree and shrub planting services in the Community this year. This service is offered by the Middlesex County Extension Service, in which low price individual seedlings are provided in the Community.

Mr. Murphy suggested that, as the Board had not met with the Capital Planning & Budgeting Committee for over a year, and as we have turned several matters over to them for their recommendations, i.e. housebills; grantsmanship; review of computer study; perhaps we should invite the CP&BC to attend a Selectmen's Meeting after the first of the year to discuss their programs.

Mr. Lovering informed the Board that he has held discussions with the Emerson Family re: transfer of the Emerson Property. As we have signed the Purchase and Sale Agreement, and although title has not passed, there is an Operative Agreement between the Town and the Estate for the property. The Estate would like to pass papers, officially, in January, with the idea that the Board would agree to an appropriate monthly rent, which would allow the Town to recover any taxes that it might loose, etc., to allow the Emerson Family to remain there, approximately through April or May. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to authorize Town Counsel to proceed with a January passing of papers and to develop some appropriate monthly rental fee for these premises for the Emerson Family. Town Counsel should be advised that the Town Accountant can be contacted for assistance re: rental fee, etc.

Mr. Lovering received a telephone call from Mike Kinney regarding use of a fire station or stations in Town where toys can be dropped off for the Toys for Tots Campaign. Chief Reid has approved use of the West and South Fire Stations. Mr. Lovering requested that Mr. Kinney be contacted and advised of the Board and the Fire Chief's approval for the use of the West and South Fire Stations for this Campaign.

The Board agreed to re-schedule the Dec. 8 meeting which was to be held at the Byam School, as there has not been very much publicity on this meeting, and it is a religious day for some people. The Board agreed to re-schedule said meeting at the Byam School until some time in January. The Adm. Asst. will select the meeting date and arrange for publicity regarding this meeting. The Dec. 8 meeting will be in the Selectmen's Meeting Room.

Mr. Lovering informed the Board that a safety issue has been raised regarding the water that is in the City of Lowell, but at the end of Bowl Rd. in Chelmsford, and this is a hazard to youngsters. Mr. Lovering suggested that we address this matter as a separate problem and ask the Bldg. Insp. for ideas as to what we should do, and inquire of Town Counsel, immediately, as to whether or not he feels it merits some particular action, and request both the Bldg. Insp. and Town Counsel to advise the Board if we have any rights re: safety hazard, and if we do have rights, advise them to exercise them. On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to forward to the Lowell City Council, a priority letter, stating that there is an 'attractive nuisance' at the end of Bowl Road in the City of Lowell, and inquire of the City Council as to whether or not they could take any action to assist the Board in this matter.

Mr. Lovering stated that the 8:30 pm mtg. with Robert Hicks was cancelled by his office today.

Meeting Adjourned

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting was adjourned at 9:00 p.m.

For the Board,
by,
Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held December 8, 1975.

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 PM.

Highway Dept. Contract Signing

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to take two subjects out of order and apart from the agenda because of developments in the past few days: the subjects were 1) Highway Department Negotiations; 2) Crystal Lake Restoration Contract Award. Mr. Lovering reported that on Friday, Dec. 5, 1975, the Town of Chelmsford and the Highway Dept. came to Agreement with regard to a contract for this current Fiscal Year, as well as next year. The basic elements of that Agreement are that it is a two-year contract whereby the Highway Dept. will receive an increase this year of 6.5% and next year an increase of 7%. It was also agreed to add an additional holiday, Martin Luther King Day, and it was agreed to make some category changes in terms of improvement in a few cases. Mr. Lovering expressed the Board's pleasure in the Agreement reached and he congratulated all parties concerned. Mr. Lovering reported that one of the desires on both sides was to try to get as much of the retroactive pay due the employees to them before Christmas. The Selectmen are working on that, and, the Board felt that the Reserve Account that the Town had set up would contain sufficient amount of monies for this salary increase, and it does. After checking with Town Accountant last week, it was determined that a transfer could be made from that account to the Hghy. Dept. Budget, in accordance with Finance Committee approval. The Chairman of the Fin. Comm. indicated that there would be no problem regarding the approval of the transfer from the Fin. Comm. We have learned, however, today, that the State may decide not to give us approval for this transfer, and, a Special Town Meeting, may, in fact, be required. We, through Town Counsel, are calling the Bureau of Accounts on Dec. 9 to try to encourage their interpretation so that no Special Town Meeting is required. In any event, whether any Special Town Meeting is or is not required, we feel that we can meet the committments made to the Highway Dept. last Friday at the negotiations in Boston. If no Special Town Meeting is required, the transfer will be made immediately; if a Special Town Meeting is required, we have identified the date~~s~~ of Dec. 17 or Dec. 18 for that meeting. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to approve the date of Dec. 17, 1975, solely for the purpose of this transfer, as the date of the Special Town Meeting, if it is determined on Dec. 9 that it is necessary by the State Bureau of Accounts; and, if no Special Town Meeting is required, the Board of Selectmen will go to the Fin. Comm. on Dec. 9 for the transfer, which has already been discussed. Pictures were taken of the signing of the contract with Board members and Highway Department representatives. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to establish the dollar figure for the transfer portion for the salaries as $30,766.00.

Bid Award: Crystal Lake Restoration

Bids were opened by the Board on Dec. 1, 1975, for the restoration of Crystal Lake, and said bids were turned over to the Crystal Lake Restoration Committee for their analysis. Their recommendations for this bid award were read aloud by Mr. Edmund Polubinski, Chairman of the CLRC, and are as follows:

Bid Award - Continued C.L.R.Contract

1. Out of forty-three contractors that expressed interest in the project, twelve firms submitted sealed bids on Dec. 1, 1975. After a thorough evaluation of all bids and consultation with Mr. Robert Loney, (Fay, Spofford & Thorndike) it was voted unan. to recommend that the firm of M. DeMatteo Construction Company, 200 Hancock Street, Qunicy, MA be awarded the contract. As a point of interest and information, DeMatteo Constr. Co. was the only firm that did not show as a cost the lake bed excavation. The second lowest bidder listed this item as an expense of $138,600.00, which would not be reimbursed by the Commonwealth; 2. If an affirmative vote is taken on the above, DeMatteo Constr. Co. should be advised in writing of the contract award. Once the notification is received, they have five days in which to respond by appearing at the office of Fay, Spofford and Thorndike, signing the contract and posting the construction bond, after which time the contract will be presented to the Board of Selectmen for their signature; 3. Approval must be received from the Chelmsford Conservation Comm. on the Wetlands Act hearing held Nov. 11, 1975, and due Tuesday, Dec. 9, 1975; 4. A letter should be forwarded to Fay, Spofford & Thorndike, from the Board of Selectmen, requesting them to "inspect" work on Crystal Lake to insure the conformity of plans; 5. The project will have a full-time Clerk of the Works; 6. Fay, Spofford & Thorndike will retain all bids under lock & key until project is completed, at which time they will be turned over to the Board of Selectmen; 7. A pre-construction conference with Fay, Spofford & Thorndike and the Crystal Lake Restoration Committee will be held at their Boston office to go over any last minute details; 8. Under Article 22 of the ATM held in March, 1973, the Town was authorized to raise and appropriate one-million ($1,000,000.00) for the restoration of Crystal Lake. The sum of fifty-thousand dollars ($50,000.00) was included in the 1973 tax levy, leaving a balance of nine-hundred fifty-thousand dollars ($950,000.00) to be raised via bond issue or short term borrowing. It is our recommendation that this be done in the very near future using the expertise of the Town Treasurer, Accountant, and Finance Committee. The Crystal Lake Rest. Comm. also received a copy of an original letter to the Board of Selectmen, indicating that they recommend bid award to the low bidder, M.DeMatteo Constr. Co. in the sum of $644,833.00. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to award the contract for the restoration of Crystal Lake to DeMatteo Constr. Co., the low bidder. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to go on record, in writing, with the State Dept. of Natural Resources (or whomever is involved) requesting that Crystal Lake be stocked this summer. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to advise the Recreation Comm. and the Cemetery Comm. that any fill to be removed from Crystal Lake has been sold to the bidder, but, if the Rec. & Cem. Commissions so desire, they may contact the successful bidder re: direct arrangement on a contractural basis to work something out.

Bid Openings: Line Painter & Traffic Counter

The Board opened and read aloud sealed bids for a line painter and traffic counter. Bids for Line Painter were as follows: Mass. Traffic Signal & Supply Co., Inc. - $695.00 delivered, quote firm for 30 days; Dyar Sales & Machinery Co. - net price $2,365.00 and an alternate bid in the amount of $3,350.00; R.W. LeBaron, Inc. - $1,091.00; North Shore Yellow Lines, Inc. - $2,720.00. Bids for Traffic Counter were as follows: R.W. LeBaron, Inc. - $790.00; Traffic Systems Maintenance Co., Inc. - $865.46. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to forward the bids on both the line painter & traffic counter to the Purchasing Agent for his recommendations and take same under advisement.

Minutes Accepted

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to accept the minutes of the Selectmen's Meeting held Dec. 1, 1975.

Mtg. with L.Rondeau; R.Flynn; P. Bienvenu re: Chapts. 1140 & 855 and Hgy Act of 1973

Meeting with Louis Rondeau, Hghy. Supt; Robert Flynn, Town Planner; and Paul Bienvenu, Engineer re: Chapters 1140 & 825 and the Highway Act of 1973. Various projects under these Chapters and under the Highway Act were discussed. The Bd. requested that Mr. Flynn obtain from Charles F. Mistretta, District Highway Engineer, in writing, Mr. Mistretta's opinion as to the use of these funds for engineering services prior to any further action by the Town. The Board agreed to meet again with Mr. Rondeau, Mr. Flynn and Mr. Bienvenu when this information has been received from Mr. Mistretta re: funding.

Meeting with members of Historic Trail Jamboree Committee re: Historic Minutemen's March

Meeting with Nancy Cease, et al, of the Historic Trail Jamboree Committee re: Historic Minutemen's March, which is tentatively scheduled for five days in April of 1976. Ms. Cease answered questions from Board members re: how many people would be involved; what buildings at the Training School would be used; what people from last year's committee would be participating again this year; who will be responsible for collecting monies, etc. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted that the Board would endorse the project, with the understanding that the H.T.J.C. will appear before the Bicentennial Commission to receive their concurrance, and if they get their concurrance, as far as the Board is concerned, this motion will be equivalent to the Board's sponsorship of this program.

Correspondence Summary

Item 2 - The Board agreed to hold on letter received from Raymond Carye re: acceptance of Stuart Road Extension until Sel. Mtg. on Dec. 15, as a letter has been received in the Office today which Board members should review. This will appear on the Corres. Summary on 12/15/75.

Item 14 - The Board discussed corres. received from Kennedy Shaw, of the MLC&T, re: mini-grants. Mr. Murphy stated that on Dec. 18, at 10:30 am there will be a kick-off meeting in Newton with persons involved in the New England Innovation Group. On a motion by Mr. Hart, seconded by Mr. Currier, it was unan. voted to appoint Selectman Murphy as the representative of the Board at this meeting. Mr. Currier amended Mr. Hart's motion to include Mrs. Haines, as well as Mr. Murphy, as representatives of the Board.

Item 21 - Discussion was held re: petition received from Town Hall employees regarding the heating system in the Town Hall. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to request the Purchasing Agent to try to develop a less expensive, more immediate resolution to this problem, and to schedule this item on the agenda for Selectmen's Meeting scheduled for Dec. 15 for further discussion, as the Board will be in receipt of the P.Agent's recommendations.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unanimously voted to adopt the balance of the Chairman's Recommendations on the Correspondence Summary, and to include same in minutes of meeting by reference.

Board Member Reports

Mr. Lovering read aloud a letter addressed to himself, as Chairman of the Board, which was received in the Selectmen's Office on Friday, Dec. 5, 1975, from Mr. William G. Norton, Executive Director of the International Brotherhood of Police Officers. The letter read as follows: "Dear Mr. Lovering: It appears you have been infected by "political fever' at least in light of recent statements and actions pertaining to matters at the Chelmsford Police Dept. I base this statement on your anti-police remarks in area newspapers and on radio regarding the theft of a machinegun from the Police Dept., subsequent polygraph tests passed by all takers, and increased publicity in this vein which tarnishes the reputations of many persons as well as the community's image, while benefitting only those persons -- such as you -- who go out of their way to grab the headlines. Naturally, if there really is a problem, the Grand Jury is the place for the matter to be investigated. In the meantime, as Executive Director of the I.B.P.O. and representative of Local 341 in Chelmsford, I urge you to refrain from further anti-police remarks in the local news media. As usual, there has been no proof presented to back up your remarks. Names aren't revealed, and innuendos run rampant. I am certain that the members of the Chelmsford community expect you, as an incumbent selectman, to conduct a campaign based on legitimate issues rather

Board Member Reports - Continued

than trying to sling around the mud, without regard for the truth. By your recent actions, you are holding the members of the Police Dept. up for public ridicule. You are attempting to pit policeman against community resident simply for the purpose of saving face. You are totally disregarding the truth -- as you yourself are aware -- and references to "a criminal" within the Police Dept. are, to put it bluntly, the lowest depths I have ever seen any politician slide to. Since your actions, no doubt, are deliberate, I can see no recourse but to ask you to resign from your position as Chairman of the Board of Selectmen in the best interest of the community. Respectfully, William G. Norton, Executive Director"(signed). Mr. Lovering stated that he was very much surprised at the contents of the letter, and, was further surprised when on Saturday, he learned that the Lowell Sun had been furnished a copy of this letter; and on Sunday, when he was informed that the Chelmsford Newsweekly had also received a copy of same; and a copy of this same letter was hanging in the Police Dept. on Saturday. Mr. Norton had made this letter, addressed to Mr. Lovering, a matter of public record and public interest. With that in mind, Mr. Lovering returned Mr. Norton's correspondence, and, on Dec.8, mailed to him, a letter, which Mr. Lovering read aloud. The letter read as follows: "Dear Mr. Norton: Your letter of Dec. 3, 1975, indicates total lack of understanding on your part concerning the level of professionalism and maturity that should exist in a man in your position. Your communication is infected with a prejudicial attitude and lack of concern for the facts that should, in my opinion, be of real concern to your superiors in the Brotherhood. If the purpose of your letter was to improve the cause and image of the Police Dept. members in Chelmsford...you have failed. The people in the town possess a degree of intelligence and understanding that will allow them to see through your caustic and childlike remarks. Arnold J. Lovering is not anti-police. If you bother to check the past, you will find many statements on my part in support of our policemen. After the gun theft matter was brought to the attention of the Selectmen in August, unanimous decision making has been exhibited by all five Selectmen. The press release of Oct. 7, 1975, was written in the office of District Attorney John Droney and approved by him as well as the entire Chelmsford Board of Selectmen. Every action we have taken since has been in an attempt to satisfy our obligation to advise the people what is happening, as well as to protect the constitutional rights of the officers in the Dept. I plan to continue to exercise my obligations to the community, despite your veiled threats. I have not used the word "criminal" in reference to the members of the Police Dept., and I find it sad that you have used those two words in the same sentence. I fail to understand how you can state as a fact that all takers have passed the polygraph tests. That statement can be verified only by the District Attorney...not an outside third party such as yourself. Your accusation that my remarks "sling around the mud" is a personal insult. Sir, my reputation and character are matters for the people of Chelmsford to decide. Now for the important people in this issue...the policemen in our town. I know they want this issue resolved quickly, just as the Selectmen do. We have cooperated with the District Attorney's office and all evidence is in his hands. The Selectmen and the town continue to await the results of his investigation. I reject completely your request that I resign as Chairman. I plan to continue to serve the people of Chelmsford so long as they believe I am performing in their best interest. Best wishes for an enjoyable holiday season. Respectfully, Arnold J. Lovering, Chairman (signed) - cc: Chelmsford Police Dept; John Droney Mr. Lovering then stated that a copy of the letter had been mailed to the Chelmsford Police Dept., so that they could have his response, and another copy had been mailed to John Droney, District Attorney, so that he could be aware that Mr. Norton was discussing Grand Jury, and Mr. Lovering was discussing Mr. Droney with regard to this particular matter. Mr. Lovering thanked the Board for giving him this opportunity to read these two items of correspondence into the record. Mr. Currier then stated that he felt that, considering the fact that all Press Releases on the matter of the stolen guns were made with complete concurrance of the entire Board of Selectmen and the Police Chief, or in one case, the District Attorney.

Board Member Reports - Continued

To charge our Chairman or any member of this Board, is, in itself, a major injustice. Mr. Currier then suggested that the Board reaffirm their desire to have Mr. Lovering Chair the Board of Selectmen. On a motion by Mr. Currier, seconded by Mr. Hart, the balance of the Board (Mr. Currier, Mr. Hart, Mr. Palmer, Mr. Murphy) unan. voted to reaffirm the Chelmsford Board of Selectmen's desire to have Mr. Lovering Chair the Board, and encourage Mr. Lovering to continue as Chairman of the Board of Selectmen. Mr. Hart stated that Mr. Norton has done the Police Dept. a dis-service in sending a letter like this, and he hoped that the people of the Town realize that this is not the Chelmsford Police Dept. who sent this letter, but a man by the name of Mr. William G. Norton.

Mr. Murphy requested that, as the Communication Procedure between the Fin.Comm. and BOS was distributed for BOS comments last week, and to date Mr. Murphy had received no input from the Board, Board members give their comments, if they have any on this procedure, to Mr. Murphy before the end of this week in order that a formal vote on the procedures can be taken at the next Selectmen's Meeting, Dec. 15.

Mr. Murphy was advised that the tentative date of the Public Hearing re: Central Square was approved by Storch Engineering, but, no confirmation on same was received from the DPW. On a motion by Mr. Murphy, seconded by Mr. Hart, the Board unan. voted to postpone the scheduled Public Hearing on Dec. 15, until the DPW can be present at said hearing, and, officially notify the public, through the press, of the date of this hearing, which the Board will identify at their mtg. on Dec. 15, 1975.

Mr. Murphy stated that the Middlesex County Advisory Board's Billerica Task Force will hold a hearing at the Courthouse in Cambridge on Dec. 15, 1975, and advised the Board that he will contact Mr. Robert Flynn to determine if Mr. Flynn can attend the hearing on behalf of Mr. Murphy. The Supplementary Budget for all the counties in the State were combined into one House Bill-- HB 6844. That Bill has been discharged from the House on Counties with their approval and sent to the floor of the Legislature, and the last Mr. Murphy heard, it was only a step away from approval by the House. This Supplementary Budget has never come before the Advisory Board. The Law says that the Advisory Board will view the Budget and make recommendations. It would appear that as the Advisory Board was not given the opportunity to view the budget, this is a violation of the Law. Mr. Murphy notified Rep. Freeman last week, on a personal basis, of this, and Rep. Freeman informed him that he will do everything in his power to block the passage of that budget item & return same to the MCAB for their review. There are some modifications to salary levels in the package which may not be merely routine. There are some six people working out of a Maintanance Budget, who are really working in the Commissioner's Office. There are individual questions which the Advisory Board wishes to ask about this. The Legislature, themselves, and the media will be watching how the Advisory Board will react to this situation. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to: 1) notify by priority letters our Representatives, Senator and the Governor requesting them to oppose the budget and return same to the Advisory Board for their due deliberation; 2) Ask the MVSA members who will be present at a mtg. on 12/10/75 to oppose the budget and notify their representatives and ask that the budget be returned to the Advisory Board; and 3) BOS write Mayor Mann, as Chairman of the MCAB, as priority corres. and request that the MCAB institute legal action to block the budget and cause its return to the Advisory Board.

Mr. Murphy informed the Board that he was advised by Robert Flynn, Town Planner, that Rep. Freeman was not aware of a hearing held at the State House on Dec. 5 re: MCTS. The Board has always been interested in obtaining the MCTS and has always indicated its interest in same in the past. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to correspond with Rep. Freeman and reaffirm the Board's policy matter regarding the Training School.

Board Member Reports - Continued

Mr. Currier informed the Board that at a NMAC meeting scheduled for Dec.10, Mr. Raymond Carye of 26 Worthen Street has appealed to the NMAC a denial by the Chelmsford Historic District Commission to make changes on his property. The law states that an appeal process on a denial by the Historic District Commission must go through the area planning, which would be the NMAC. Mr. Currier stated that if the Board had any input regarding this matter, it should be conveyed to him before Wednesday, as he will be scheduled on the NMAC agenda on Wednesday evening.

Town Counsel Reports

Mr. Lovering informed the Board that he had two envelopes handed to him this evening at 7:30 pm regarding Town Counsel Correspondence, and asked the Board members if they were desirous of taking these up tonight or at another date. The Board agreed to take the correspondence up at the present meeting under "Town Counsel Reports." The first report was on correspondence forwarded to Town Counsel on Dec. 3 re: safety hazards on Bowl Road and the Town's rights regarding these hazards. Town Counsel advised that after close analysis of the Mass. Gen. Laws, there is no direct action which the Town of Chelmsford may take regarding the water collecting on Mr. Byrne's property. Town Counsel's opinion was that the best avenue to take in this matter is to educate residents of the area that this is private land, and any person entering thereon would be a tres-passer- parents should instruct children to remain away. Any remedy which might be available would have to be sought by the City of Lowell, where the problem is located. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to accept Town Counsel's report on same. Mr. Currier then stated that although he had no objections to discussing the second report at the present time, it should be noted that all correspondence received in the Office on the Thursday prior to the mtg., before 5:00 pm is placed on the Selectmen's Corres. Summary for their review, in order that they may prepare accordingly. The other envelope received from Town Counsel, which contained the second report, concerned a letter addressed to the Planning Board regarding Planning Board Replacement. This was a carbon copy for the Board of Selectmen. Mr. Lovering read the letter. Town Counsel stated that in his opinion, the election of a replacement cannot be delayed until the annual election. He further stated that in any meeting held to choose a replacement, a simple majority of the aggregate Planning Board members and Selectmen present is required. Mr. Lovering suggested that this election be held on Dec. 17, at 7:00 PM prior the Planning Board meeting. Mr. Hart suggested that this meeting be held at the next Selectmen's Meeting, on Dec. 15 at 7:30 PM. On a motion by Mr. Hart, seconded by Mr. Palmer, it was voted four in favor, one opposed, Mr. Lovering, to schedule the meeting with the Planning Board for the election of a replacement on Dec. 15, 1975, at 7:30 PM in the Selectmen's Meeting Room.

Unfinished Business - Appointments

The Board agreed to hold on the appointment of an Alternate Member to Share, Inc., until their mtg. scheduled for Dec. 29, as no applications for appointment have been received to date.

The Board agreed to hold on approval of the Town Wide Master Sidewalk Plan until their meeting on Dec. 15, as it is quite lengthy, and the Board requested more time to review same. The Board also requested that Mr. Flynn, Town Planner, be present at the mtg. on Dec. 15 to answer any questions the Board may have re: the plan.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the report submitted to the Board on Dec. 1 re: CETA Phase-Out

New Business

Mr. Murphy addressed the subject of the list of articles from the Board of Selectmen which are to be in the 1976 Annual Town Meeting Warrant. Mrs. Haines advised the Board that the list will be available at Sel. Mtg. on Dec. 15 for Board review.

Mr. Murphy was concerned that the Street Acceptance Hearings for 1976 had not been scheduled to date. Mrs. Haines advised the Board that the Street Acceptance Hearings will be held in January, 1976.

Mr. Murphy stated that some of the movies shown at the Chelmsford Cinema could be classified as "hard core" or "soft core" pornography. The Board discussed the types of entertainment which they felt should or should not be shown at the Cinema. On a motion by Mr. Murphy, seconded by Mr. Hart, the Board unan. voted to request the manager of the Chelmsford Cinema to attend a Selectmen's Meeting in the near future to discuss the types of movies to be shown at the Cinema, and the posting of ratings at the Cinema in newspaper advertisements.

Mr. Currier advised the Board that snowmobiles were being operated on Conservation Property located off Dunstable Road last week after a light snowfall. On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to forward a letter to the Police Dept. advising them of this problem, and further advising them of the rules regarding Conservation and Town-owned property with regard to snowmobiles and mini-bikes. The State law states that a person must have written permission from the property owner in his posession when using a snowmobile or mini-bike on said property. The Board agreed to correspond with the Police Dept. regarding the above in the nature of an inquiry, as to how they plan to enforce this law in the coming months.

Meeting Adjourned

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:45 p.m.

For the Board of Selectmen,
by,

Regular Meeting of the Board of Selectmen held December 15, 1975.

Members Present

Members present were: Mr. Lovering; Mr. Hart; Mr. Murphy; Mr. Palmer; and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 pm.

Mtg. 7:30 pm with Plannin Board & BOS to elect replacement fo T. Ennis

At 7:30 pm a joint meeting between the Board of Selectmen and the Planning Board was held for the purpose of electing a replacement for Mr. Thomas Ennis, who resigned as a member of the Planning Board. Planning Board members present were: Mr. Stephen Wojcik, Chairman; Mr. Thomas Firth; Mr. Eugene Gilet; Mrs. Ann McCarthy; Mr. Peter McHugh; Mr. A. Robert Raab. The Board of Selectmen and the Planning Board agreed on the following ground rules for the election process: A majority of the parties concerned (Selectmen & Planning Board) is necessary to elect - in this case, as there are 11 persons involved in the election process, the majority was determined as 6 votes. All of the parties who applied to the Boards, in writing, will automatically be considered in nomination. If there are additional nominations beyond those received to date, they should be entertained by either the Planning Board or the Board of Selectmen with the idea in mind that the Board of Selectmen and Planning Board wish to encourage as many names in contention as possible. We should try to complete the election process on the 1st ballot; however, if this is not possible, and additional ballots are required, the 11 parties concerned have been furnished additional ballots on a single sheet, showing up to ten ballots. If, at the end of ten ballots, we have not elected a candidate, we shall suspend voting this evening, and re-schedule another meeting as soon as possible for the purpose of picking up additional ballots. If, at the end of five ballots, there has been no election, the Board of Selectmen and the Planning Board will both take a ten or fifteen minute recess, with the idea that perhaps through the discussion process, some candidate may either pick up or loose some support on the ballot. The parties concerned will vote for candidates in Alphabetical Order. The Selectmen consider the applications received in nomination. The applicants are as follows: Mr. Peter F. Dow, 20 Essex Place; Mrs. Carolyn J. Fenn, 73 Amble Road; Mr. Joseph M. Gutwein, 7 Clarissa Road; Mr. Richard G. Hendl, 14 Radcliffe Road; Mr. Henrick R. Johnson, Jr., 12 Proctor Road. Mr. Thomas Firth placed the name of Mr. Howard Humphrey, 208 Westford Street, in nomination. Mr. Firth stated that Mr. Humphrey will serve if elected. Ballot # 1 was as follows: Philip Currier-Present; Thomas Firth-Howard Humphrey; Eugene Gilet-Henrick Johnson; Paul Hart-Henrick Johnson; Arnold Lovering-Present; Ann McCarthy-Carolyn Fenn; Peter McHugh-Henrick Johnson; William Murphy-Present; Thomas Palmer-Henrick Johnson; A. Robert Raab-Present; Stephen Wojcik-Henrick Johnson. No one received a majority of votes on the First Ballot. Ballot # 2 was as follows: Philip Currier-Present; Thomas Firth-Howard Humphrey; Eugene Gilet-Henrick Johnson; Paul Hart-Henrick Johnson; Arnold Lovering-Peter Dow; Ann McCarthy-Carolyn Fenn; Peter McHugh-Henrick Johnson; William Murphy-Present; Thomas Palmer-Henrick Johnson; A. Robert Raab-Present; Stephen Wojcik-Henrick Johnson. No one received a majority of votes on the Second Ballot. Ballot # 3 was as follows: Philip Currier-Present; Thomas Firth-Howard Humphrey; Eugene Gilet-Henrick Johnson; Paul Hart-Henrick Johnson; Arnold Lovering-Peter Dow; Ann McCarthy-Carolyn Fenn; Peter McHugh-Henrick Johnson; William Murphy-Present; Thomas Palmer-Henrick Johnson; A. Robert Raab-Present; Stephen Wojcik. No one received a majority of votes on the Third Ballot. Ballot # 4 was as follows: Philip Currier-Present; Thomas Firth-Howard Humphrey; Eugene Gilet-Henrick Johnson; Paul Hart-Henrick Johnson; Arnold Lovering-Carolyn Fenn; Ann McCarthy-Carolyn Fenn; Peter McHugh-Henrick Johnson; William Murphy-Present; Thomas Palmer-Henrick Johnson; A. Robert Raab-Present; Stephen Wojcik-Henrick Johnson. No one received a majority of votes on the Fourth Ballot. Ballot # 5 was as follows: Philip Currier-Present; Thomas Firth-Henrick Johnson; Eugene Gilet-Henrick Johnson; Paul Hart-Henrick Johnson; Arnold Lovering-Carolyn Fenn; Ann McCarthy-Carolyn Fenn; Peter McHugh-Henrick Johnson; William Murphy-Present; Thomas Palmer-Henrick Johnson; A. Robert Raab-Present; Stephen Wojcik-Henrick Johnson. The Chair declared that Mr. Henrick R. Johnson, Jr., had been elected as the replacement of Mr. Thomas Ennis as a member of the Planning Board, as he received six (6) votes on the fifth ballot. Mr. Lovering congratulated Mr. Johnson, and advised him that he must get sworn in by the Town Clerk in order that he may be entitled to vote at the next Planning Board Meeting. Mr. Johnson's term will expire on April 5, 1976. The Board agreed to declare a ten-minute recess, in order that a letter could be prepared to the Town Clerk advising her of the election of Mr. Johnson, as Mr. Johnson indicated that he would like to be sworn in as soon as possible.

Election of Planning Bd. member to replace T. Ennis - Mr. Henrick R. Johnson, Jr., elected by a majority of 6 votes on 5th ballot

Minutes Accepted

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to accept the minutes of the Selectmen's Meeting held on Dec. 8, 1975.

Correspondence Summary

Item 6 - Mr. Murphy stated that he felt that if one firm could get payroll deductions, all firms should be given the option to get same. He concurred with the Chairman's Recommendation to request a recommendation regarding payroll deduction plan from the Tn. Acct. and Treasurer.

Item 12 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to amend the Chairman's Recommendation to request one of the Town's representatives to SHARE to attend a seminar sponsored by the MLC&T to get the benefits of the seminar re: evaluation of private firms providing services, similar to the services of SHARE, to the public. This will help the Board when SHARE comes before them for their budget, in terms of asking responsible questions. One of these seminars will be held in the area of Rte. 128 in Wakefield.

Item 13 - Mr. Murphy commented that basically, it is almost two years to the day since the Board first asked for the application to get this reimbursement regarding bus costs.

Correspondence Summary - continued

Item 23 - Mr. Palmer asked for a clarification on the Chairman's Recommendation regarding corres. received from Francis Kowalczyk. On a motion by Mr. Palmer, seconded by Mr. Hart, it was unan. voted to amend the Chairman's Recommendation as follows: Adm. Asst., in conjunction with Building Inspector to prepare response for Board's signature.

Item 26 - As the Board has written to Rep. Freeman asking him where the monies exist,within the State system, for this project, the Board agreed to accept the letter from Robert Flynn, pending receipt of Rep. Freeman's response to the Board. This item is still open.

Item 32 - re: answer from Mr. Rondeau on question regarding bidding process on paper recycling. Mr. Murphy did not feel that Mr. Rondeau's response answers the questions posed in the Board's memo. Mr. Murphy moved to amend the Chairman's Recommendation as follows: return the letter to Mr. Rondeau and ask that he address the problem as why he does not involve some simple paper bidding process. The amendment failed, as there was no second. On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to have Mr. Rondeau call persons interested in bidding on the paper for the recycling program one week before the paper drive, and ask them to send him a sealed bid to be opened at whatever time he chooses, and, then he will open all bids at the same time. The Chair recommended that Mr. Alexion meet with all bidders in the area and develop a procedure agreeable to all parties concerned regarding bidding procedures. This correspondence will be forwarded to Mr. Rondeau; Lawrence Paper Fibres, Corp.; B. Greenblatt & Co. and the Purchasing Agent.

Item 35 - re: correspondence received from Recreation Comm. requesting some guidance from Board concerning where monies for hardtopping driveway at East School should be budgeted. The Board agreed that the hardtopping should be kept in the Selectmen's budget, and that the capital should not be kept in the Recreation's budget, also, if we are leaning towards a Town Engineer in the future, where we have some real ongoing representation, having that capital activity all in one spot would be easier. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the following policy for this particular budget exercise this year: Only capital items will be in our account and the balance of Utilities & Maintenance will be in theirs. (Recreation & Youth Center). The Board further agreed to advise the Recreation Commission and Youth Center that we expect their budgets to come in this way.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Correspondence Summary as amended and include same in minutes of meeting by reference.

Mtg. with reps. of Rape Crisis Planning Comm. re: Rape Crisis Center

A meeting was held at 8:00 pm with Marti McDaniel and Michaelene McCann of the Rape Crisis Center regarding planning, setting up, and funding of a Rape Crisis Center in the Greater Lowell area. Ms. McDaniel and Ms. McCann informed the Board of their intentions to set up a 24-hour hot line for rape victims; but, setting up the hot-line is very expensive and time consuming. They have received cooperation from several organizations in the greater Lowell area in terms of lining up volunteers to man the hot-line, and in some instances, in terms of obtaining financial support. The Chelmsford Police Chief has indicated that a Rape Crisis Center would be very beneficial to the rape victims in this area. Both Ms. McDaniel and Ms. McCann felt that funding the Center is the main problem at this point in time. Mr. Lovering stated that the Board is here to work with the Rape Crisis Planning Board, and that, although we do not have finances at this time, there may be some time in the future when the Board could consider this, in terms of cooperative funding. The Board has continually expressed their interest in this center, and requested that the Rape Crisis Committee meet with them again when they feel that the time is right to discuss the role of the Selectmen and funding of the center.

Mtg. with Tn. Planner re: Town-Wide Master Side-walk Plan

A Meeting was held with Robert Flynn, Town Planner, at 8:15 pm to discuss his Town-Wide Master Sidewalk Plan, which was submitted to the Board for their review approximately one week ago. Mr. Lovering suggested that he would prefer not to take any votes on priorities, but, rather have Mr. Flynn answer any questions the Board pay pose regarding the plan. Mr. Flynn informed the Board as to how he went about developing the plan, and certain factors, such as proximity to schools or churches, that he took into consideration in developing the plan. If the Board approves the plan in the future, meetings will be scheduled with the School Committee and the Board of Selectmen to discuss same. Also, the sidewalks will have to be cleaned by the Highway Dept., and funds should be budgeted for accordingly. This plan was submitted to the Board by Robert Flynn, with a cover letter requesting that the Board dissolve the Sidewalk Study Committee, as it has served its original intent. The Board discussed the possibility of implementing the sidewalk program with the sidewalks going around the trees, and driveways, etc., which is safer and aesthetic. If the Board would like to view the sidewalks included in the plan with Mr. Flynn, he will be available to meet with the Board to view the priority sidewalks at some time this week.

Board Member Reports

Mr. Lovering stated that the Special Town Meeting is on Wednesday, Dec. 17, 1975 at 7:30 PM at the McCarthy Junior High School Auditorium for the purpose of implement transfers in accordance with the contract we reached with the Highway and Cemetery Departments. The Board is on record as very strongly recommending that these transfers be voted, and requested as many residents as possible to attend this Special Town Meeting, to insure that a quorum is present.

Mr. Lovering informed the Board that he is holding a Work Session with Paul Bienvenu, Town Engineer, on Dec. 16, 1975, at 11:45 am to review Chapter 1140 and Chapter 825, and invited all Board members to attend this Work Session.

Adm.
Repc

Mrs. Haines furnished the Board with a report on Youth Center Salaries, which they had requested, to clarify the salaries of Part-Time Chief Supervisor and Part-Time Supervisors. The Part-Time Chief Supervisor and the Part-Time Supervisors did not receive a 6½% increase. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to establish the salaries as follows: Part-Time Chief Supervisor: $3.73 per hour; Part-Time Supervisors salary range will be $2.88 per hr; $3.11 per hr; $3.35 per hr; and $3.62 per hr, which will be retroactive back to Sept. 8, 1975. Mr. Murphy asked that copies of all correspondence be forwarded to the Chairman of the Youth Center Advisory Committee.

Unfinished Business

Mr. Murphy requested a one-week hold on the Communications Procedure, until he gets input from the Finance Committee. The Procedure will be typed and ready for the Board at their next meeting.

The Board agreed to set the date for the Public Hearing on Central Square for January 5, 1976, at 8:15 pm in the Selectmen's Meeting Room. Mr. Lovering suggested that before the Public Hearing is held, perhaps a sketch of the proposed changes could be printed in the local newspapers, in order that the public may be made aware of the changes. Mr. Murphy stated that he will develop a simple sketch for the Board's approval, with wording in simple terms explaining the changes, and will present same to the Board on Thursday evening, Dec. 18, when the warrants are signed. The press will be given an opportunity to print same, if they so desire.

The Board reviewed two lists of articles to be considered for the 1976 Annual Town Meeting; one list was furnished by the Office and one by Mr. Murphy. The Board reviewed the Office list first, as many of the articles on the Office's list were also included in Mr. Murphy's list. The Offices list was as follows: 1) Sidewalks- the Board agreed to contact the County Engineer's Office to inquire as to whether or not they plan to schedule any engineering work on Graniteville Road this year, as it would be helpful to the Board in terms of preparing an article for same this year; 2) Town History- funding of same was discussed, the Board will address this

Unfinished Business - continued

again in January; 3) consultant-salary structure - the Board agreed to schedule a meeting in early January with the Personnel Board to discuss same; 4) mileage compensation rate to be authorized by BOS for all Town employees & depts. - under new rules Town Counsel will have to respond to the constitutionality of same; 5) accepted & unaccepted streets - we will reserve a spot for these and address same in January; 6) drainage - need additional meetings with Town Engineer regarding same - we will hold a spot for drainage and see what happens within the next six weeks; 7) bond issue-re: new high school - the Town must have an article to borrow - At this point in time Mr. Lovering suggested that at the beginning of January, the Board create a matrix of assignment for each Selectmen, in order that each Board member will be responsible for bringing along these articles, in conjunction with Mrs. Haines, and any other party that may be responsible for same; 8) Conflict of Interest - article was sent back to HRAC - Mr. Palmer asked how the public is notified when articles are rejected by the Attorney General, after they are passed at Town Meeting. In the Annual Report, it would appear that the article had passed and was law. The Board agreed to ask Town Clerk how to handle this matter, whether it be included in her report, or on a slip page inside the Annual Report, or in some other way, in which the residents could be made aware of the Attorney General's decision on articles; 9); 10); and 11) purchase certain parcels of land - the Board requested that the Adm.Asst. physically view the property and furnish the Board with recommendations regarding these parcels of land, in order that the Board may decide to sell the parcels, or decide not to sell the parcels - either way, the residents should be notified; 12) damage to Cemetery Dept. building - Sinking Fund will take care of that; 13) East & Quessy Schools-title work & recording of deeds for same - The Board will request the Town Engineer to obtain estimates for same; 14) dumping on Conservation Lands (article 37, 1975 ATM, advised by Atty. Gen. to revise bylaw) - if the Board approves of the proposed change, we will include same; 15) closing date for Highland School-the Board agreed to ask the School Dept. when the date of the closing of this school is, and ask if the Board will get it, a copy of this letter should be forwarded to the Finance Committee. The Board discussed the use of the North Town Hall by the School Dept. The Board was advised by Mr. Lovering that he has been informed that the McFarlin School may close at some time in the future. The Board agreed to forward a letter to the School Dept. asking them to advise the Board, in writing, what their five-year Phase-Out Plan is for these schools, as well as the costs involved in the utilities and maintenance of the North Town Hall, in terms of dollars and cents. The Board then reviewed Mr. Murphy's list, which was as follows: 1) Street Acceptances (Ideal Ave., Schofield Dr., Cranberry Ln.);- 6) Street Opening Bylaw-Revision - - one contemplated change is the signature process, the Board may wish to review the entire bylaw for other changes; 7) Town Meeting Date - Mr. Murphy will get all material he has together for the Board's review regarding Town Meeting date, and any changes that may or may not be supported by the Board; 10) Maintenance of Private Ways(Chapt. 40,Sect. 6c-6i) - the Board should select an option and present same to the Towns' people at Town Meeting regarding maintenance of private ways; 11) Pond Street - the Board agreed to hold off on the Pond St. article until January, after they have spoken to residents regarding the problem; 13) Dissolution of Sinking Fund and 14) Transfer Town Forest Comm. to Conservation Comm. are articles which may be submitted by the HRAC, we should hold spots for them; 15) Referendum - Town Manager - the HRAC was requested by the BOS to sample public opinion regarding this, and perhaps some form of a referendum should be placed on the ballot to determine the opinion of the Towns' people concerning a Town Manager; 16) Purchasing Dept. - State law states that a Town may establish a Purchasing Dept., and, if a Town does establish same, all purchasing in the Community must go through the Purchasing Dept, as opposed to the way purchasing is done now - This ties into the question of CETA - The Board agreed to correspond with Cong. Tsongas every other month to determine the status of the CETA Program and funding of same; 17) Fiscal Responsibility (2/3 vote of both houses or local acceptance unless fully state funded) - The Board agreed that the State Representatives should inform the

Unfinished Business - continued

Board when and if they have any questions regarding legislation which they would want to pulse the people on at Town Meeting. Mr. Murphy suggested that we produce an act this year for filing, and advised that perhaps the MLC&T or the MSA could help to obtain support; 18) Capital Improvement Plan - perhaps the Town should develop some type of CIP for 5 years to determine where we are going in the future - a bylaw regarding this could go to Town Meeting - the Board will discuss this further with the CP&BC when they appear before the Board on Jan. 5; a plan of this nature would eliminate some questions at Town Meeting, and would at least show that there is some attempt being made not to be myopic. Under Budget Considerations, Mr. Murphy had listed the following: Fire Alarm - Town Hall; Meeting Room-a need may exist to enlarge the meeting room and ventilate same. Also, there will be a need for an article to transfer funds for the hydrant on Garrison Road. Bylaws which should be included on the list are: Yard Sale Bylaw; school regulations regarding vandalism on their property; and clarification of the Town's position on the appeal process regarding Historic District Commission. On Monday, January 12, 1976, the Chairman will furnish the Board with a complete matrix of the current list at that time, and the Board will take the next two weeks, to work, as a seperate project, on the actual wording of the articles.

Mr. Palmer expressed his concern regarding the printing of the Town Meeting Warrant for review by the public. He was concerned that the book is, often, not made available for public viewing until shortly before Town Meeting. The Board agreed to request a report from Selectmen Murphy and Palmer, members of the Finance Committee/Board of Selectmen Communications Sub-Committee regarding a schedule and definite date that the warrant articles will be available to the public.

On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to implement the Purchasing Agent's recommendations for immediate corrective measures to alleviate heating problems in the Town Hall, pending approval by the Wiring and Building Inspectors. The recommendations are: 1) two floor registers in the Bldg. Inspectors Office & the storage room area between B.I. Office & Vault room in basement floor area; 2) will correct obvious plumbing deficiencies immediately; 7 humidifiers will be purchased for approximately $200 to be placed in various offices within the Town Hall.

The Board requested that Mrs. Haines set up a tour of the Emerson house with the estate of the Emerson Family for the Board. At that time, the Board may be able to determine what offices, if any, can be re-located to those premises.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to renew all Common Victualler Licenses in the Town for 1976. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to renew all Weekday Entertainment Licenses in the Town for 1976.

New Business

Mr. Murphy requested that the Board renew their efforts to meet with City Manager Taupier re: Incinerator.

The Board agreed to discuss an engineering survey for traffic lights at the Chelmsford Mall with the Town Engineer, when he meets with Mr. Lovering on Dec. 16.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to forward a priority letter to Harvey Building Supplies, Inc., requesting input from them as to their feelings on the exclusion of the So. Sudbury to Penn Central Freight Line from the Con-Rail System, in order that the Board may take a position on same.

Mr. Currier stated that he and Mr. Hart, members of a Sub-Committee to develop a Job Description for the Adm. Asst., and Hiring Policy for major depts, would like to meet with the Personnel Board to discuss the hiring practices, and therefore, a report on same will be submitted to the Board sometime during the first week in January, 1976.

New Business - continued

Mr. Murphy advised the Board that this is the first month in which the Board's Policy re: Pending List has been implemented: the first week the delinquents are notified of their delinquency; the second week they are given an opportunity to respond and close out some items; and the third week the Board reviews the modified list. As the Board does not meet until Dec. 29, Mr. Murphy requested that at that meeting the Board be furnished with a list of the modified pending correspondence, in order that they may invite the appropriate Departments, etc., to attend the next Selectmen's Meeting (Jan. 5) to resolve any matter outstanding two months or more.

Mr. Murphy furnished each Board member with a tear-out sheet from the Productivity Index regarding smoke detection devices which could be made available to the public at quantity prices. Recent Legislation requires all new homes to have fire alarms, smoke detectors, and things of that nature. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to forward a letter to Marshall Bond, in Monroeville, PA for further information and ask for his experience, in order that the Board may make some decision on this matter at a later date.

Mr. Murphy furnished the Board with statistics on a fifteen-month period in terms of how the buses have gone. The daily average use of the Mini-Bus is now 10 people, which is even worse than Dial-A-Bus. Mr. Murphy stated that the Board should try to make the public aware of the existence of the Mini-Bus and encourage use of same. The Board agreed to consider running the Mini-Bus for a two-week period, free of charge to the public, during Christmas week and the week that the schools are closed. This would keep children from walking on the roads, which is often dangerous, and the Board could determine the effectiveness of the Mini-Bus, as this would introduce the public to the system. The Board agreed to contact Mr. Welch, immediately, on either Dec. 16 or Dec. 17, to determine the cost of running the Mini-Bus free of charge to the public for a two-week period. If we receive a reasonable figure for same from Mr. Welch, a Press Release could be prepared by the Office for inclusion of the Chelmsford Newsweekly edition of Dec. 18.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to: request Town Counsel to secure from the Lowell District Court and the District Attorney's Office all materials that are available that bear on the criminal complaints and findings by the Grand Jury, in order that the Board of Selectmen may review same; and to request the Chief of Police to furnish the Board with copies of all correspondence to & from District Attorney Droney's Office, in order that a Work Session may be set up with the Board, Town Counsel and the Chief of Police, at which time the Board can take appropriate action on this matter. Mr. Lovering advised the Board that District Attorney Droney had called him on Dec. 12 and advised him that "No Bill" was issued on this action in Cambridge. Mr. Lovering stated that he feels that it will be worthwhile to have a meeting to review what has happened to date. The Board agreed to post a meeting for some evening next week with Town Counsel, and the Chief of Police, which will be posted as an Open Meeting of the Board, with the intent that the Board will go into Executive Session.

Mr. Currier asked Board members if the Board had previously asked Town Counsel to clarify what a home business is. Mr. Currier suggested that the Board's files be researched to locate this opinion, as the Board felt that an opinion had been furnished by Mr. McCarthy, Town Counsel, at some time in the past.

Mr. Lovering complemented all individuals who decorated Town Hall for the Holiday Season. On behalf of the Board, Mr. Lovering offered his best wishes to Mrs. Haines, Adm. Asst., on her birthday. Also, Mr. Lovering offered the Board's best wishes for a happy New Year to all residents, as there is no Selectmen's Meeting scheduled for the week of Dec. 22.

Meeting Adjourned

On a motion by Mr. Hart, seconded by Mr. Murphy, the Board unan. voted to adjourn the meeting. The meeting was adjourned at 10:20 pm. For the Board, by, Bonita Towle

Jurors drawn

Jurors drawn by Selectman Paul C. Hart on Dec. 23, 1975:
For Lowell District Court - Joseph J. Gravelle, 34 North Road for 2/2/76
For Cambridge Superior Court - James L. Brown, 16 Essex Place for 2/2/76
John H. Ross, 10 Kiberd Drive for 2/2/76

Regular Meeting of the Board of Selectmen held December 29, 1975.

Members present

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer, Mr. Currier (arrived at 7:40 pm). Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 pm.

Mr. Lovering, on behalf of the Board, congratulated Selectman and Mrs. Paul Hart on the birth of their son.

Minutes Accepted

On a motion by Mr. Hart, seconded by Mr. Palmer, the Board unan. voted to accept the minutes of the Selectmen's Meeting held on Dec. 15, 1975.

Correspondence Summary

Item 3 - regarding operation of kennel on Boston Road by Mrs. D. Holmes - On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to ask the Dog Officer to inspect the kennels to insure that they meet State requirements, particularly with regard to winter conditions.

Item 6 - Mr. Murphy moved that we make use of the wording of signs re: Firearm Bylaw Signs, which are posted in nearby communities which comply with the law. The vote was one in favor, Mr. Murphy, four opposed. The motion failed and the Chairman's Recommendation to forward to the Highway Dept. for estimate of cost to prepare signs stands.

Item 16 - On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to implement the recommendation given by Mrs. Haines, to request that the Insurance Advisory Committee review the two proposals submitted re: Deferred Compensation and furnish written recommendations on which firm has the best plan for the Town employees.

Item 18 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to amend the Chairman's Recommendation to include the following:(Add to list of Town Meeting Articles) and obtain a recommendation from the Labor Relations Councillor as to what the Board of Selectmen's posture should be re: Section 16C of the Personnel & Salary Classification Bylaw.

Item 24 - On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board unan. voted to amend the Chairman's Recommendation to include notifying Mrs. Bertha Trubey, Clerk of the Chelmsford Historical Comm. that the Board has asked for a lighting survey to be conducted in the area of the Forefather's Cemetery.

Item 25 - On a motion by Mr. Murphy, seconded by Mr. Hart, the Board unan. voted to amend the Chairman's Recommendation to invite the Board of Health and Mr. Rondeau to attend a Selectmen's Meeting to discuss the Order received from the Dept. of Environmental Quality Engineers re: refuse disposal facility located off Swain Road in North Chelmsford.

Item 31 - Mr. Murphy requested that Mrs. Haines obtain for the Board a list of previous articles passed re: scenic roads.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Chairman's Recommendations on the Correspondence Summary, and to include same in the minutes of the meeting by reference.

Public Hearing-No. Chelms. Auto Parts-Class III Auto Dealer's License:Recessed

A Public Hearing was scheduled for 8:00 pm re: Renewal of North Chelmsford Auto Parts, Inc. Class III Auto Dealer's License. Mr. Charles D'Angelo, President, was not present at the hearing at 8:00 pm. On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to recess the hearing for a 30-minute period, as Mr. D'Angelo may have been delayed due to the weather conditions.

Board Reports

Mr. Lovering advised the Board that the Work Session with Town Counsel and the Police Chief has been postponed until Jan. 5, due to the snowstorm on Dec. 22.

Mr. Lovering informed the Board that Mr. Wenzel of the Mass. Police Institute had informed him that there was a question of funding of this program, and requested that this mtg. be postponed for one week to determine if this problem could be resolved.

Mr. Lovering reported to the Board on the Work Session with Town Engineer Paul Bienvenu re: Chapters 1140 and 825. On a motion by Mr. Currier seconded by Mr. Murphy, the Board unan. voted to implement the following: leave Chapter 1140 as is, except fully engineer Fletcher St; at a later date transfer any open balances to complete full construction on Fletcher St; during the engineering study on this street, consideration should be given to the future municipal center impact-i.e., access to Fletcher St. from town-owned property; use Chapter 825 as the chief source of engineering monies for highway-related projects in Chelms. by the Highway Dept: North Rd/Manwell Rd; North Rd/Linwood Rd; Jessie Rd/Warren Ave - these projects are estimated to value $10,000 in engineering expenditures. We should conduct further review & approval of plans for Concord Rd. & Old Westford Road; Authorize engineering work only on Fairbanks & Brentwood Roads; Anna St, Longview Dr, Locust Road from Chapter 825-estimated to appropriate $8,000 in engineering expenditures; Review traffic light situation at Old Westford & Graniteville Roads, later and authorize Robert's Field Recreation request from the Highway Dept's engineering fund directly, estimated to value $400. The Board further voted to add traffic lights at the Chelmsford Mall and drainage on Garland & Walnut Roads to recommendations for Chapter 825.

Mr. Lovering advised the Board that a meeting has been scheduled with City Mgr. Taupier, of Lowell, to discuss the Incinerator on Jan. 6 at 5:00 pm.

Public Hearing: Bos'n's Whistle Seafood Galley - Application for Wine & Malt Beverages Com. Vict. License

A Public Hearing was held at 8:15 PM re: application of Bos'n's Whistle Seafood Galley for a Wine & Malt Beverages License. James Geary, Attorney representing Bos'n's Whistle Seafood Galley, presented return receipts from all abutters. Those present in favor of the issuance of the license were: James Geary, Esquire; Benny Shub, Manager; and Frank Bowen, Area Manager. No one was present to oppose the issuance of this license. On a motion by Mr. Palmer, seconded by Mr. Hart, it was unan. voted to issue this Wine & Malt Beverages Common Victualler License to Bos'n's Whistle Seafood Galley, from 11 AM to 11 PM, seven days a week.

Public Hearing reconvened re: Class III Auto Dealer's License Renewal for No.Chelms. Auto Parts, Inc.

At 8:30 pm the Public Hearing on the renewal of North Chelmsford Auto Parts, Inc. Class III Auto Dealer's License resumed. Charles D'Angelo, President, was present to speak in favor of the license renewal. All return receipts were presented. Mr. Mukund C. Kakkad, 7-9 Sleeper St. was also present. There was no one present in opposition to this renewal. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to renew the Class III Auto Dealer's License for North Chelmsford Auto Parts, Inc., for 1976.

Meeting with Mr.Scidare, Mgr. of Cinema Realty Trust re: entertainment & ratings

A meeting was held with Mr. Scidare, Manager of the Cinema Realty Trust-d/b/a Route 3 Cinema, regarding the types of entertainment at the Cinema and the ratings of the movies in the local newspapers. Mr. Scidare advised the Board that he wished to continue with the previous policy made before the Board regarding discretion as to the types of entertainment shown to the public at the Cinema, and, stated that perhaps there had been errors previously in ratings of double-features at the Cinema. He stated that he would try to correct the ratings in the future.

Mr. Scidare indicated that he hoped that the Board would advise him in the future of any problems they might have regarding the pictures shown, or the ratings. Mr. Lovering stated that basically, the Board was quite pleased with the types of movies shown, and thanked Mr. Scidare for attending the meeting, and for expressing his concern over mistakes in judgement of movies shown at the Cinema.

Signing of contract for East Chelms. Fire Station Construction

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to sign the contract for the construction of the East Chelmsford Fire Station on Riverneck Road. Members of the Committee for same present at the signing of the contract were: Chief Frederick Reid; Walter Hedlund, Edward Hoyt and George Dixon. Mr. Gavin, Architect, was also present. Several members of the firm of Petrocelli Construction Co. were also present.

Five-Minute Recess

At 9:10 pm the Chair declared a five-minute recess. The meeting reconvened at 9:15 pm.

Board Reports

Mr. Lovering reported that the Board toured the Emerson Property this past Saturday, and came to an agreement with the Estate - the title will pass the first week in Jan., and the Emerson family will rent from the Town the premises through the month of April at the rate of $300 per month. The Town will take posession of the property on May 1, 1976, and assume title on same the first week of Jan.

Mr. Murphy reported on legislation which would permit the State Dept. of Corrections to take over the Billerica House of Correction, and in return, would house County prisoners in other state institutions free of charge. The Board agreed to take the report re: this legislation out of the reading folder and place same in the signature folder, in order that the Board can offer any comments on same to Mr. Murphy. A vote on same will be taken by the Board at the Selectmen's Meeting on Jan. 5, 1976.

Mr. Murphy reported on the concern of this Board, as well as other Boards and representatives regarding the passage of the Middlesex County Supplementary Budget without the approval of the Middlesex County Advisory Board. This Board went on record with any number of persons as being in opposition to the passage of this budget without the review of the MCAB. The Bill was signed by the Governor and is Chapter 815 of the Acts of 1975. Mr. Murphy suggested that some sort of injunction be sought against the Bureau of Accounts to prohibit any payment of this action, until it can be properly heard by the MCAB. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to instruct our Town Counsel to seek an injunction against payment of any monies from the Middlesex County Supplementary Budget, until such time as the budget can be reviewed by the MCAB; and this injunction should be placed against the Bureau of Accounts or the Sec. of Administration & Finance, or whomever the appropriate parties would be. This motion was only to get an injunction in Court, until a lawsuit is filed by the Advisory Board itself.

Mr. Murphy reported on a meeting he attended on Dec. 18 re: a project offered by the MLC&T in conjunction with the Rhode Island League of Cities and Towns for technology transfer which could be developed between federal laboratories and municipalities. One device under investigation could be used to determine in what part of a building a fire is raging, and another could be used to prevent vandalism to homes. The Board agreed to try to identify, by the middle of Jan., some area in which these types of projects could be implemented. Mr. Murphy met a representative of the Dept. of Transportation at this meeting, and was advised that many residents of the Town had spoken with him re: minibus. Mr. Murphy was not made aware of who talked to the DOT, but, stated that it was unfortunate that the Board was not apprised of this information. The Board was invited to visit the DOT to receive input on types of services which may be beneficial to this area; and the Board could receive a list of employees of the DOT who live

Board Reports continued

in Town, who may be able to contribute to the Community re: transportation. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to correspond in writing to the DOT and request the names of those individuals employed at the DOT who may wish to help out in the Community concerning transportation needs.

Mr. Currier advised the Board that he and Mr. Hart will furnish each Board member with a copy of the Job Description of the Adm. Asst. and the Hiring Practices, which they may review during the week, and requested that these items be placed on the Agenda for the next mtg. on Jan. 5 for the Board's comments.

Town Counsel Reports

Mr. Lovering read a letter addressed to him from Town Counsel re: Matt Doyle, Inc. vs. Arnold J. Lovering, et al. The cover letter transmitted to the Board a Court Decree re: lawsuit concerning the Doyle Liquor License. The Decree consists of three parts - part 1 was an order that the BOS establish within 10 days of the Decree (dated Dec. 19) the license fee for the 1976 period - part 2 indicates that within 5 days of that notice being made available to Mr. Doyle, Mr. Doyle must tender that fee - part 3 indicates that defendants, at the next mtg. after that tender, must sign & issue to the plaintiff that license. If an appeal is to be taken, it must be filed in Court no later than 30 days after the date of the Decree. Town Counsel advised the Board in the cover letter that he does not feel that the expense of an appeal is warranted, as the chances of success boarder on the illusory. The Chair stated that he felt that, in accordance with the Decree, a letter should be forwarded to Matt Doyle, indicating to him that the fee for the 1976 license is $1200. Mr. Currier asked why it took ten days for the Decree to arrive in the Selectmen's Office, as it was dated on Dec. 19, 1976, and received in the office on Dec. 29, 1976. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to schedule a mtg. at 7:30 with Town Counsel on Tues., Dec. 30, for the purpose of determining what each Board member's rights are re: signing or non-signing of the license, and conformance or non-conformance with the Decree. Mr. Lovering advised the Board that Town Counsel would not be available for a meeting until the middle of next week, and that Part 1 of the Decree was only to advise Mr. Doyle of the price of the license. Mr. Lovering stated that the Board could consider taking action on Part 1 only, and taking no action on Parts 2 & 3, which would give the Board ample time to have any questions they may have re: this matter answered by Town Counsel. Mr. Lovering interpreted the Decree very clearly as an Order by the Court, for him to take some action, and, if the Board wished to postpone that, Mr. Lovering requested that for his own personal protection, he made a motion that the Board at least implement Part 1 - even that motion may fail, because he wishes to have the record of this mtg. note that he (A. Lovering) is not, in any way, attempting to violate the Order of the Decree, which is, in fact, Contempt of Court, if violated. Mr. Hart stated that he was not prepared to take any action on this at the present time, because it could mean that action on Part 1 would indicate that he would accept all 3 parts. Mr. Hart requested that his motion include the following: If Mr. McCarthy, Town Counsel, is not available for the mtg. on Dec. 30, the Board would be satisfied to speak with David Hart, Associate of Mr. McCarthy. Mr. Lovering stepped down from the Chair, then moved that the Board set the license fee that is asked in accordance with Part 1 of the Court Decree, motion was seconded by Mr. Murphy. After discussion, the motion was defeated, as Mr. Murphy & Mr. Lovering were in favor; and Mr. Hart, Mr. Palmer, and Mr. Currier were opposed. Mr. Currier requested that the following be read into the minutes: We have a standard license fee for an All Alcoholic Beverages Package Store License which is $1200.

. On a motion by Mr. Currier, seconded by Mr. Hart, it was voted four in favor, one opposed, Mr. Murphy, to have the above-mentioned statement read into the minutes of the meeting. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to request Town Counsel, in writing, to advise the Board as to why it took ten (10) days from the date of the Court Decree (Dec. 19) until Dec. 29 (date BOS received notification of same) for the Court Decree to reach the Board of Selectmen's Office.

Special Committee Reports

Mr. Murphy advised the Board that the Public Hearing for Central Square is scheduled for Jan. 5, 1976. Mrs. Haines has put the sketch, submitted earlier in the week by Mr. Murphy, into the next issue of the Newsweekly. Mr. Murphy had another sketch, which he presented which was available to the press, in order that the public may be informed on same. Dr. Caniff will be present at next week's meeting to determine whether or not it will be necessary for the Historic District Commission to hold a Public Hearing on the approval of the Storch Plan; and, if so, perhaps the Board of Selectmen & the Hist. Dist.Comm. could hold a joint Public Hearing to save on expenses and time.

Mr. Murphy reported that the Vandalism Committee has been stalled for the last six months re: publication by the Committee of a booklet containing the Rules and Regulations for the many recreational facilities in the Community & a timetable associated with same. The Firearm, Explosives, Alcoholic Beverages Bylaws & Rec. Comm. Rules re: Robert's Property, Playground, Edwards Beach, Conservation, Town Forest & public school property would also be incorporated in this pamphlet. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to ask Mrs. Haines to determine the cost estimate and the number of pamphlets to be prepared in the late Spring by Nashoba. The motion is now only to secure the dollar figure.

Unfinished Business

Appointments

As Town Counsel disqualified himself (Item 9, Corres. Sum.) from representing the Town in a case re: Middlesex County Retirement System, the Board agreed to place names in nomination to represent the Town as Special Town Counsel. Mr. Currier nominated Peter Dow. Mr. Hart nominated James Geary. Mr. Lovering nominated James Harrington. Nominations were then closed and the Board voted as follows: Mr. Hart - Mr. Geary; Mr. Murphy - Mr. Harrington; Mr. Palmer - Mr. Geary; Mr. Currier - Mr. Dow; Chair - Mr. Harrington. On the next ballot the Board voted as follows: Mr. Hart - Mr. Geary; Mr. Murphy - Mr. Harrington; Mr. Palmer - Mr. Geary; Mr. Currier - Mr. Harrington; Chair - Mr. Harrington. Mr. Harrington was appointed as Special Town Counsel by a majority of three votes, with two opposed, Mr. Hart and Mr. Palmer.

The Board agreed to hold for a week on the appointment of an Alternate Member to Share, Inc. as no applications for appointment had been received to date.

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to appoint Robert Brooks to the Cable Television Advisory Committee, as Mr. Murphy had placed his name in nomination.

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to dissolve the Sidewalk Study Committee, in accordance with a recommendation from Robert Flynn, Town Planner, as the Committee has accomplished its objectives.

Auto Dealer's License Renewals; Theatre License Renewals

On a motion by Mr. Hart, seconded by Mr. Currier, it was unan. voted to renew all Class I, II, and III Auto Dealer's Licenses for 1976; and to renew Chelmsford Theatre Corporations 1976 Theatre License; and to approve the Chelmsford Realty, Inc. 1976 Theatre License upon receipt of payment of their back taxes. Mr.Currier amended Mr. Hart's motion to include the following: licenses shall be approved only in the event that all back taxes have been paid for any licensee in Town.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the Communications Procedure between the Finance Committee and the Board of Selectmen, with the changes as indicated to the Board by Mr. Murphy, and copies of same will be forwarded to the Finance Committee and the Town Accountant. The Board agreed to add the following under heading "Annual Town Meeting - 1) current year expenditures and receipts."

The Board reviewed the Pending Corres. lists provided to each member. After discussion, the Board agreed to place one copy of same in the signature folder, in

Unfinished Business, continued

in order that each Board member may initial any corres. he feels should be eliminated from the list, and the Board can discuss same at mtg. on 1/5/76. The Bd. agreed that many items on the Town Counsel's pending list should be weeded out, and the Board further agreed that perhaps Mrs. Haines could discuss this list with Town Counsel. Mr. Murphy expressed his concern that some items on the list of the Building Inspector were over two years old. Mr. Murphy made a motion to request that the Building Inspector furnish the Board with an updated response to each item on the list prior to the Board's next meeting. There was no second to this motion. On a motion by Mr. Currier, seconded by Mr. Hart, it was voted four in favor, one opposed, Mr. Palmer, to forward the Building Inspector a priority memo requesting that he advise the Board the status of these matters, in order that same may be discussed at the Board's next meeting.

New Business

Mr. Hart reported to the Board that recently there have been some problems at the Little Peach on Mill Road. He has been advised by many residents in the area that the rear of the store is being used as a gathering spot for the youth in the area, and the area is being littered and used as an outside toilet facility. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to ask the Adm.Asst. to contact the store owners in that area to determine if something could be mutually agreed upon to help solve the problems, whether it be additional police checks in the area, or additional lighting, etc.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to inquire of the School Bldg. Comm. and the School Administration as to what their plans are for the use of the Sheehan Property on Pine Hill Road, and request that they advise the Board of same in writing.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to offer an invitation, as we did last year, to the Chelmsford Businessmen to meet with the Board in late January to discuss any problems they may feel necessary to bring to the Board's attention. Mr. Murphy also advised the Board that a new president has been elected to the Chelmsford Businessmen's Association, Walter Wilkins.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to invite our Representatives and Senators to attend a Selectmen's Meeting in January to discuss the legislative program for this year, as we see it and as they see it.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to table the recommendations for persons to be appointed to a committee re: uses of the Emerson property, until the next Sel. Mtg. on Jan. 5, at which time same will be placed on the Agenda for a vote of the Board.

Mr. Currier spoke with an employee of the Registry of Motor Vehicles, Tom Crowley, who was working with Chief Germann on Swain Road, and it would appear that some steps will be taken to curb the illegal uses of snowmobiles in Town. Mr.Crowley may be contacted re: any snowmobiles which present problems in Town at the office of Recreational Vehicles Division.

The Chair appointed Selectman Philip L. Currier as the Board's representative to the Mass. Sel. Assoc. Large Town Advisory Council, as requested in Corres.Sum. - Item 19.

The Chair informed the Board that he has received many calls re: hydrants which have not been shoveled out due to the snowfall. In the past, the Fire Dept. has not had any responsibilities in this area. Mr. Lovering requested that two letters be forwarded re: this matter - one to the Fire Chief asking him if he thinks the hydrants should be cleared; and one to the individual water districts asking them what their policy has been regarding same.

Meeting Adjourned

On a motion by Mr. Hart, seconded by Mr. Murphy, the Board unan. voted to adjourn the meeting. The meeting adjourned at 11:00 PM. For the Board of Selectmen, by, Meeting of the Board of Selectmen held December 30, 1975, re: Order of Superior Court - Matt Doyle, Inc. Liquor License.

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer, and Mr. Currier. Mr. David Hart, representing Town Counsel, and Mrs. Haines were also present.

Mr. Lovering, Chairman, called the meeting to order at 7:30 PM. Mr. Lovering stated that the meeting had been called at the request of some of the Board members to ask Town Counsel certain questions concerning rights, in relation to the Court Order, with that in mind, he turned the questions over to Mr. Paul Hart.

Mr. Paul Hart stated that he had a few questions: 1) on the cover letter we received from Mr. McCarthy, the third paragraph it is stated that "On the basis of the law and facts involved, we do not believe that the expense of an appeal is warranted." Why?

Atty. David Hart stated that the facts were on an agreed statement of facts. The language in 16 B is seven days after the ABC comes down with its approval, the license shall be issued. That section further states that if the applicant has not paid his fee for his license within 14 days after that approval, he forfeits all rights to the license. That's what we're going on. Hoping that would be in terms of defending the Town's action the one way the suit could be defeated. Judge Mitchell apparently felt that the action of the Selectmen precluded him from the necessity of having tender the license fee. The ABC approval, dated July 22, he received July 26, his 14 days were up, on Aug. 4 the Board voted to take no action on the matter of the license for at least 30 days and he got that letter dated Aug. 6, the next day. Then on Aug. 26 he requested since no appeal had been taken within 30 days of decision, he again requested that the license be issued. On Sept. 8 the Board declined to issue the license. Judge Mitchell apparently felt that he does not have to give a decision on the law, he just has to render a judgement. Since at no time was there a fourteen day period within which the Board of Selectmen did not do something, that he was excused from tendering the license fee by 16 days, as required, for that reason we think that if we took an appeal, the Court would sustain that idea. At no time was he told what the fee was going to be and at no time was there a 14 day period when the Selectmen didn't do something to stop that fourteen days from running.

Mr. Paul Hart stated, in one section you stated there was no appeal. Atty. Hart answered, The ABCC letter dated July 22 stated that there is a 30-day appeal period. Mr. Hart asked, does the appeal have to be by the Board of Selectmen. Atty. Hart stated it could be by any aggrieved party. Mr. Hart stated, there were aggrieved parties who had appealed at this time. The Wine Rack - there was an appeal there. The original action of the Board was appealed. Atty. Hart stated, correct. After the ABCC came back eventually with this ruling, there was an appeal filed, not by the Selectmen. Mr. Hart stated, that's right, but there was an appeal by an aggrieved party. Mr. Armstrong appealed the decision of the ABCC at that time. That's one of the reasons why the Board didn't take any action because of the appeal. Atty. Hart stated that the appeal would have to be through the Superior Court.

Mr. Lovering asked, where is an appeal from the order of Judge Mitchell taken? Atty. Hart stated, at the Appeals Court. Mr. Lovering stated, in Clem's letter to us, he uses the words that in his opinion 'the chances of success border on the illusory' - what does this mean? I gather that what he is intending to create is the impression that if anyone thinks we would have success on an appeal, it is only an illusion. He does not think there is any basis for appeal at all. Mr.

Currier asked, when you argued this injunction action, why did you choose an agreed statement of facts? Atty. Hart answered, Atty. Sullivan, representing Matt Doyle, moved for summary judgement, so, based on the pleadings filed in the case documents of record have to go to Superior Court. There is no issue of material facts here in dispute. It was a matter of record as to what actually occured since the Jan. 2 issuance of the license. So, the case went forth with an agreed statement of facts. Mr. Hart asked, were all the facts brought before the Judge? Atty. Hart stated, going back to July 2, 1974, all facts were brought forward. Mr. Currier asked, including the three letters from the ABCC? Atty. Hart stated, yes, all were attached to the summary of judgement. Mr. Lovering asked, the word "shall" - that being mandatory - that was a guiding factor? Atty. Hart answered, yes. Mr. Palmer asked, if I refuse to vote in favor of this license or sign this license, what am I opening myself up to? Atty. Hart stated, it would be my opinion, if only one other member of the Board went along with you, probably nothing; and if there was a majority granting the license, it would become a moot point. Mr. Lovering asked, suppose there are only two signatures on the license, and the other three refused to sign? Atty. Hart stated, if there are only two signatures on the license, the Town and individual Selectmen would open itself to contempt of Court. Mr. Lovering asked, what would be the expected penalty? Atty. Hart said, it's never actually happened; however, a city or Town may be fined for contempt in disobeying this decree and for the satisfaction of the judgement or decree for payment of money by the Town, the property of any inhabitant of the Town. Mr. Palmer asked, Civil Contempt could mean imprisonment? Atty. Hart stated, that's right. Mr. Palmer asked, in your opinion, could you tell us what would happen if we didn't obey this order. Atty. Hart stated, since this has never happened in Massachusetts, it's hard to say. I wouldn't be surprised if Matt Doyle, Inc. didn't bring some sort of action against the Town. Possibly, individual civil action against the Selectmen who did not go along with the Court order. He can go against both the Town & the Selectmen. Mr. Hart asked, when the Judge heard the case, was it made quite clear that the total confusion that has gone on over the past couple of years and the indecision of the ABCC back and forth and the fact that they had sent it back to us at one time? Atty.Hart said, they sent it back to you subsequent to the July 22 decision. Mr. Hart asked, was it all brought out? Atty. Hart said yes. Mr. Hart asked, was it brought out that two original members of the original voting Board had brought before the ABCC the fact that they had been denied their rights and their reasoning for voting against this license in the first place had been held back by the majority of the Board. Atty. Hart said, that was not part of the agreed statement of facts. Mr. Hart stated, that's the whole case. Atty. Hart stated, that's not the whole case. Mr. Lovering stated, whoever had a case on that issue to date should have brought up the first time. Atty. Hart said, the confusion occurred I think, in the way the ABCC handled it by remanding two of the licenses back to the Town for further action. The ABCC felt apparently, that there was no confusion in the Matt Doyle situation. Mr. Lovering stated, there is one point on the subject Mr. Hart raises - I think is in order - that is, at the ABCC hearing, which you did not attend, this past summer, when the previous meeting was discussed, the Chairman of the ABCC, Mr. Harrington, after reviewing the previous certified hearing testimony, determined that in his mind your allegations of due process violation were totally out of the question. Mr. Hart stated, in fact, he was not in attendance when the original statement was made, he's no longer a member of the ABCC. Some of the statements he's made we are confused. He's the one that sends out stuff to us saying 'this is the way it's going to go' then turns around and changes his mind. Atty Hart said, let me try to clarify the issue, since no appeal was taken from the ABCC grant to the Superior Court, that issue became moot. If that issue wanted a rebirth, if you would, it would have to have been done within thirty days of the ABCC order. Mr. Palmer asked, was the fact a majority of the Board had initially granted this license, was that one of the facts that was used? Atty. Hart said yes. Mr. Palmer asked, that's probably the basis of the whole thing, then? The Selectmen at that time had granted the license. How can they consider that a majority when only two people voted in favor of the license? It was a five man board, and only two voted for it. Mr. Lovering stated - it was three. Atty. Hart said the vote for Matt Doyle was 3 to 2: Mr. Lovering, Mr. Markham, Mr. Murphy voted for it. Mr. Hart said Getting back to the point that I was stating, that you said was a moot point, a statement that I had made at a hearing before the ABCC and the members of the ABCC who had the time to come to the hearing, there was only one there at that time, felt that there was just cause to look into the problem because of the statement that was made at that time. In fact, at that time, because it was a minority statement, in order for me to do anything as far as legalities are concerned, I would have to then go out and hire my own lawyer, to do this, because the Town Counsel is working for the majority, is that correct? Atty. Hart said, run that by me again, Mr. Hart. Mr. Hart said, you said that I had to appeal a decision to the Courts, what I did was appeal to the ABCC at the time when they were holding their hearings. Atty. Hart said, the ABCC hearing was held - the ABCC came down with the decision on July 22, in that they made their decision. Mr. Lovering stated, the thirty days is from July 22, when the same Board that's sitting here tonight was also elected. Atty. Hart said, July 22, 1975, there was a 30-day appeal period that ran from date of receipt. At that time, when and if that issue should have been raised through the Courts, and since it was not raised within that time. Mr. Hart asked, date-wise, is this the date after this Board had sent a letter to them stating that they felt the whole issue should come back to us. Atty. Hart said no, the request to go back to the Town was more than thirty days after the decision came in from the ABCC. Mr. Murphy asked, does that letter really constitute any kind of an appeal. Atty. Hart said, the appeal should have been made to the Superior Court. Mr. Hart said, the date that I'm looking for is the date that it came and said that Doyle's license should be given out. Atty. Hart stated, that was dated July 22, 1975. Mr. Hart asked, and the date that this Board sent a letter back to the ABCC stating they felt the whole thing should be remanded back to us? Atty. Hart said, I'll give you the dates: July 22, 1975 - the ABCC notification of approval of Matt Doyle was mailed and I believe was received July 23, 1975, by the Board of Selectmen, on the bottom of that, the appeal rights are indicated "you are advised that you have a right to appeal this decision under Gen. Laws, Chapter 30A to the Superior Court, within thirty days of receipt of same." It was received July 23, you would have had until Aug. 22 to file an appeal in the Court. On Aug. 6 a letter to Robert P. Sullivan: "In accordance with the attached communication received from the ABCC, please be advised that the Board of Selectmen at their meeting Aug. 4 voted to take no action on the communication for at least 30 days." On Sept. 12 the Board wrote to Mr. Harrington: "In accordance with your commission's decision July 22, which affirmed ... and so forth... the Board of Selectmen at their meeting Aug. 4 voted to take no action for at least thirty days." As the 30-day appeal period expired on Sept. 3, 1975, Mr. Doyle's attorney, Robert P. Sullivan, requested that this Board of Selectmen issue the license to Matt Doyle, Inc. As a result of this request "the Selectmen, at their mtg. Sept. 8, 1975, voted in the following manner: 1) Motion by Sel. Lovering, seconded by Sel. Murphy, to issue license to Matt Doyle, Inc. - motion failed, as Selectmen Hart, Palmer and Currier opposed; 2) Sel. Currier then moved that the Board request the ABCC to send the entire matter back to the Town of Chelmsford. The vote passed by a majority of Selectmen Currier, Hart and Palmer, with two opposed, Selectmen Lovering and Murphy." That was not an appeal to the Superior Court, that was a request for a remand to give the decision back. There were many communications subsequent to that from Matt Doyle, Inc. - who also brought suit against the ABCC. On Sept. 19, in response to the Board's letter, the Commissioner's Assistant to the Chairman, Gerald T. Vento - letter as follows: "The Commission has instructed me to inform you that they have voted unan. to grant the Selectmen's request to remand the entire matter of the above mentioned applicants (Matt Doyle, Chas.Vrouhas, Ted's Market) for liquor licenses, back to the local board." That's when the confusion really began. Then, on Oct. 31 John Larkin, Exec. Sec. of the ABCC wrote the Board as follows:

"On behalf of the members of the ABCC, I wish to advise you that the Members of the Comm. have not reversed or in any other way amended or altered their decision of July 17, 1975, approving & affirming your Board's action of Jan. 2, 1974, granting a license to the above-referenced Matt Doyle, Inc. for the sale of Alcoholic Beverages, pursuant to the provisions of MGL Chapter 138, Section 15. Our letter of Sept. 19, 1975, addressed to you on behalf of the Comm. by Mr. Gerald Vento, Asst. to the Chairman, should not be interpreted as a withdrawal of the Comm's. prior action of July 17, 1975." Then, on Nov. 6, 1975, letter from Robert Bohn, Jr., Asst. Atty. Gen. to Robert Sullivan, Esquire - as follows: I am transmitting herewith a copy of a letter dated Oct. 31 adressed to Arnold Lovering, from John Larkin, re: the application for a license to sell alcoholic beverages made by Matt Doyle, Inc. The letter is self-explanatory & reflects our conversation of Oct. 30, 1975. It was my understanding that, upon receipt of a letter such as that sent to Mr. Lovering, you would consider filing a motion to dismiss your complaint against the members of the ABCC in the above-referenced cause of action. If this letter does not meet your expectations or you have further problems with my understanding of our conversation, please so advise." That letter was to the Board on Nov. 10, and in it, Mr. Sullivan stated "Since Mr. Larkin's letter may well have clarified matters for your Board, request is hereby made that the Board set the fee for the Matt Doyle license so that the same can be paid and the license issued promptly." So, Larkin, Exec. Sec. was correcting the action taken by the Chairman's Assistant & Robert Bohn, Asst.Atty. Gen., who was handling the defense for the ABCC considered the matter to be closed. Mr. Currier stated, Mr. Vento, who signed the letter on Sept. 19 was nothing more than a reflection of a vote taken by the ABCC and not a letter of his own. It was a vote of the ABCC unan. to remand the entire matter back to the local Bd. of Sel. of the above-named applicants. There are 3 names on that letter: Matt Doyle, Inc., Chas. Vrouhas, and Ted's Market, Inc. So, I don't see any other interpretation you can have but the ABCC gave the entire matter back to us.Atty. Hart said, that matter was corrected by John Larkin, Exec. Sec. The Board did not have authority to remand its own action if he as an individual would be considered an aggrieved party. Mr. Currier said, I have a couple of questions involving appeal. You mention that this could be an appeal to an Appeals Court by this Board of Selectmen. Clem doesn't feel that's a good idea, because an appeal has to be based on points of law as opposed to the facts, correct? Atty. Hart said yes. Mr. Currier said, We're kind of under the gun as I see it, because to make that decision whether or not we should try for an appeal, a reversal through Appeal proceeding. Clem has given us an answer that there are no grounds because of the way you agrued it with an agreed statement of facts that any of the facts that Mr. Hart brought up or facts that the ABCC sent it back to us and thoroughly confused us, and probably Mr. Doyle, as well, because there are no grounds. Atty. Hart stated, the facts are stated. Mr. Currier said, by going with an agreed statement of facts, we shut ourselves out of an appeal proceeding. Atty. Hart said, No, I would have to disagree with you. Mr. Currier said, then explain how we can appeal it. Mr. Hart asked, if we appeal it, do we have to appeal the agreed facts? Atty. Hart said, the agreed facts indicated and carried forward contained all the elements you are referring to, as far as the ABCC letters are concerned. Mr. Hart said, as far as ABCC letters are concerned, the statements that I made as to why members of this Board were opposed to this license in the first place were not entered into anything that went before the Judge. Atty. Hart said, no, because the Appeal period had gone by on the ABCC action. The matter was passed by the Selectmen on Jan. 2, 1974. They went before the ABCC for hearings following the hearings-they came down with a decision in July, the 30-day appeal period ran - no appeal having been taken. Mr. Hart stated, no appeal was taken to who? Atty. Hart said, to Superior Court by any aggrieved party. Mr. Hart asked, has no effect the appeals to the ABCC themself-that means nothing? Atty. Hart said, any liquor license has to be approved by the ABCC. Mr. Hart said, if there was an appeal & it was filed with the ABCC, for hearing before the ABCC on these licenses-that doesn't mean anything as far as the law is concerned? Mr. Palmer said, on the letter we received last night, it said the Judge had made his decision on the 19th and we had 10 days to do the 1st phase. Atty. Hart said, the rules of Superior Court, Rule 62 - enforcement of any court decree, except for labor situations - is automatically stated for 30 days. Mr. Currier stated, we can end it right now. I have no further questions at this time. We have 30 days. Atty. Hart said, not right now - you've used up eleven of them. Mr. Palmer said, if we had at some point in time since the ABCC sent a letter back to us saying that the whole matter was sent back to the Board - if the Board at this time had reversed its decision in issuing the license and taken a formal vote, would that have played any part? Atty. Hart said, the time for the Board to have taken a vote to reverse its action should have been a vote to appeal the original grant or approval by the ABCC of a license to Matt Doyle, Inc. within 30 days or Aug. 22, 1975. Mr. Hart asked, if we did appeal this, how long a period of time would there be before this appeal comes up? Atty. Hart said the maximum time frame we have is 30 days from the date of the 19th to file an appeal. There is an indefinite time period there because the clerk has to compile the papers of record and case. He can ask us to assist and if asked to assist, we have maximum of 40 days to help him. The papers would then be sent to Appellate Court and within 10 days of the docking of the case at the Appellate Court, we would have to pay the fee - we would then have 40 days after the docking fee to file our brief. Matt Doyle would have 30 days after our brief to file his brief to file a reply, then the time factor becomes indefinite. Mr. Hart asked, what is a rough estimate as to how much this would cost. Atty. Hart said, I would say about $1,000 to $1,500, plus printing costs of brief. Mr. Lovering asked, what is typical cost for Supreme Court? Atty. Hart said approx. $2,000. Mr. Lovering asked, does the Board have any action to take? The Board had no action.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted to adjourn at 8:30 PM.

For the Board of Selectmen, by,

Evelyn M. Haines

Member Presen

Regular meeting of the Board of Selectmen held January 5, 1976. Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer, and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 pm.

Corres.Summary

Item 2 - On a motion by Mr. Hart, seconded by Mr. Currier, it was unan. voted to implement the following four steps: 1) have Police Dept. prepare educational booklet for residents to advise them how to protect themselves and their homes; 2) inquire of Police Chief as to whether or not he feels that there is a manpower need, in terms of property safety; 3) forward a letter to the Dept. of Youth Services, indicating that we would like them to review and re-examine their decision, in terms of incarceration of repeat offenders; 4) forward a letter to the County, asking if they have received the same types of concerns as those mentioned from other communities. Mr. Murphy advised the Board that he will make copies of corres. re: Neighborhood Watch Program for each Board member.

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Chairman's Recommendations on the Corres. Summary and to include same in minutes of the meeting by reference.

Board Reports

Mr. Lovering reminded the Board of the mtg. scheduled for Jan. 6 at 5pm with City Manager W. Taupier of Lowell re: Incinerator. He also reminded the Board of the budget hearings scheduled for Sat., Jan. 10, at 9 AM.

Board Reports

Mr. Currier informed the Board that he placed a piece of corres. re: Community Development Block Grants, received from NMAC in the Reading Folder for the Board's comments regarding same. Mr. Currier suggested that, as in the past, Mr. Flynn be coordinator of these projects. Mr. Currier will bring the Board's comments to the next NMAC meeting

Town Counsel advised the Board in writing of the passing of papers of the Emerson Property, on Jan. 2, 1976. The Town has placed insurance on the property. We have an Agreement with the Emerson family that they may remain on the estate through April. Rent is $300 per month, and the family is responsible for utilities and water. The Town owns the property now.

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On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to appoint Mrs. Marion Yonge, Three Northgate Road, as Alternate Member to SHARE, Inc.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to appoint Mr. Stan Norkunas, 58 Church St., to the CATV Advisory Committee.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to form an Emerson Property Development Committee during the first meeting in February of the Selectmen, consisting of the following members: 1 with civil engineering or architectural experience; 1 construction experience; 1 representing the Historic District Commission or the Conservation Commission with the Police and Fire Chiefs, Bldg.Insp; and Adm.Asst.as Ex Officio Members-total-7 members. The Comm. will address to short range uses of the property re: security,fire protection,safety;relocation of Tn Hall functions;utility budget for coming FY-a written report re:these tasks should be submitted to BOS prior to 4/30/76.(see attachment for long range plans)

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addendum to minutes of Sel. Mtg. Jan. 5, 1976: subject - Emerson Property Development Committee - Unfinished Business - Page 40, 5th paragraph:

The long range tasks of the Committee shall include: recommendations for the interconnection of the Emerson Property with the Fire Station & Town Hall, as well as access to North Rd. & Fletcher St; recommendations for the use of each structure on the property-its occupants/use, relocation or removal; recommendation for any new structure required; establishment of a time-phased plan for the development of the property. The Comm. shall file monthly reports of progress/activity with the BOS & expect to meet with the Board in the late Fall of 1976 to discuss possible Town Meeting actions.

and addendum to p.40 please

budget for landscaping in the area of the dump facility. The Board of Health does not believe that the Town will be shut-down between now and Town Meeting from usage of the facility, as we are trying to comply with regulations, and are attempting to implement necessary steps to meet the regulations.

Mtg. with Hghy.Supt. & Bd. of Health

A Public Hearing was held re: Storch Engineering Plan. Jim Ford, Engineer from Storch Engineering was present; Al Laing, from the Mass. D.P.W. was present; and Mr. Pretti, from the State, was also present. The purpose of the Public Hearing was to let the residents and Selectmen review the revised scope of the Storch Plan for traffic flow and traffic lights in Central Square. Many merchants from Central Square were present, as well as Walter Wilkins, President of the Chelmsford Businessmen's Association. Mr. Wilkins, on behalf of the businessmen, expressed his concern over the proposed loss of ten parking places in the Square. He informed the Board that many merchants have already moved their businesses out of Central Square, due to the congested parking problem, and he feels sure that if additional parking places are removed, more merchants will be forced to move their businesses from the Square. Mr. Hanley and Mr. Kydd, merchants in Central Square, expressed this same concern, and shared Mr. Wilkins' feelings on the subject. On a motion by Mr. Hart, seconded by Mr. Murphy, the Board unan. voted to hold on any action on this plan for thirty (30) days, in which time the subject of parking will be addressed by the Board, in conjunction with the Businessmen's Association. Mr. Lovering advised, after reading a letter from Bradford Emerson, that perhaps another avenue to be explored would be federal funding for parking development in the Square. The Chair designated Mr. Hart to represent the Board, and requested Mr. Wilkins to designate a member of the Businessmen's Association, to try to address the parking problem in the Square, and report their findings back to the Board.

Public Hearing re: Storch Plan for Central Square

The Chair declared a five-minute recess at 9:30 pm. The meeting reconvened at 9:35 pm.

Recess

A meeting was held with Nancy Parsons and Elizabeth Marshall from the League of Women Voters re: questionnaire regarding juveniles and services available for same within the Town. The Board reviewed the questionnaire with Ms. Parsons and Ms. Marshall. On the whole, it was felt that the Town offers many services which are youth-orientated, with the exception of female recreational services. The Selectmen's Office will forward a typed copy of the completed questionnaire to Ms. Marshall. Ms. Marshall stated that she will inform the Board of the results of the questionnaires and will keep the Board informed on any progress made by the League regarding youth services and facilities.

Mtg. with E.Marshall & N.Parsons re: Juvenile Questionnaire

The Fire Chief's budget hearing has been postponed to some time in February.

A meeting was held with Merritt Wenzel of the Mass. Police Institute, located in Berlin, and Chief Robert Germann. Jack Collins, Esquire, Attorney at the Institute, was also present. Mr. Wenzel explained the basic functions of the Institute to the Board. It is funded by the Mass. Criminal Justice System, and is a non-profit organization. It would cost the Town nothing in the event that we join same. Basically, the functions are to help each member of the municipality's Police Dept. to understand what is expected of him; the Rules & Regulations; Job Description; and Policy Procedures. This service is available to all cities and towns in the Commonwealth, with the exception of the 10 largest cities. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to authorize Chief Germann to apply for participation in the Mass. Police Institute. Chief Germann will be in contact with Mr. Wenzel and will keep the Board advised regarding the Town's application for participation.

Mtg. with M. Wenzel & Chief Germann re: Mass. Police Institute

A meeting was held with Town Counsel and Chief Robert Germann re: Police Matters. At this point in time, Chairman Lovering suggested that under 'Unfinished Business' items 2, 3, and 4 be discussed at the next Sel. Mtg. The Board agreed to hold on New Business until after the mtg. with Town Counsel and Chief Germann. As allega-

Meeting with Town Counsel & Police Chief

Mtg. with Personnel Bd. re: Warrant Articles

A meeting was held with the Personnel Board re: Warrant Articles. Members of the Personel Board present were: Peter Vennard, CH and David MacLachlan, Bernice O'Neil, Clerk, was also present. Mr. Lovering advised the Personnel Board that the Selectmen will work with the Pers.Bd. and answer any questions they may have re: how the Board arrived at the 7% increase for the Highway Dept. He also requested the Pers. Bd. to develop an overall plan for all all Town employees. The Pers. Bd. is including an article in the warrant for all persons employeed by the Town who are represented by the Pers. Bd. which would include Martin Luther King Day as a holiday. An article will also be included which will amend the Pers. Wage, and Salary Administration Bylaw re: hours of work & benefits of part-time employees. The Board discussed the possibility of forming a sub-committee to address the subject of wage and salary classifications over the next year, and the sub-committee could examine the entire employment process. The Chairmen of both Boards will designate a member of each Board to form the sub-committee to develop a draft of what the sub-committee might do, and it could be voted on by both Boards. Then, we could ask for applications from the community and go on from there. Both Boards will advise each other of the name of the person of their Board; and then, perhaps within the next two weeks, the individual Boards could vote on the Charter on Feb. 1 or thereabouts.

Meeting with Bd. of Healt re: Swain Rd Dump facilit & Hghy.Supt.

A meeting was held with the Highway Supt. and the Board of Health re: Swain Road Dump facility; members of the Bd. of Health present were: Mr. Dulchinos; Dr. Caniff; and Thomas Morris, Director. The Board of Selectmen wish to keep the facility open., and wish to do anything they can to insure that the facility doesn't get shut down by the State. The Bd. of Health advised that they wish to propose an article to get an engineering study, for a part-time plan, for the landfill. The plan which was approved doesn't apply for the usage on a 2-day a wk. basis. The Board of Health will have to go out for two bids; one for engineering, and the other for construction. Mr. Lovering informed the Bd. of Health that he and Mr. Hart are meeting with Mr. Taupier this week, and will advise the Board of Health of the outcome of that mtg. re: the incinerator. The Board of Health will submit a draft of the article to the Sel. prior to the next Sel. Mtg. Money should be set up in the High. Dept.

budget for landscaping in the area of the dump facility. The Board of Health does not believe that the Town will be shut-down between now and Town Meeting from usage of the facility, as we are trying to comply with regulations, and are attempting to implement necessary steps to meet the regulations.

Mtg. with Hghy.Supt. & Bd. of Health

A Public Hearing was held re: Storch Engineering Plan. Jim Ford, Engineer from Storch Engineering was present; Al Laing, from the Mass. D.P.W. was present; and Mr. Pretti, from the State, was also present. The purpose of the Public Hearing was to let the residents and Selectmen review the revised scope of the Storch Plan for traffic flow and traffic lights in Central Square. Many merchants from Central Square were present, as well as Walter Wilkins, President of the Chelmsford Businessmen's Association. Mr. Wilkins, on behalf of the businessmen, expressed his concern over the proposed loss of ten parking places in the Square. He informed the Board that many merchants have already moved their businesses out of Central Square, due to the congested parking problem, and he feels sure that if additional parking places are removed, more merchants will be forced to move their businesses from the Square. Mr. Hanley and Mr. Kydd, merchants in Central Square, expressed this same concern, and shared Mr. Wilkins' feelings on the subject. On a motion by Mr. Hart, seconded by Mr. Murphy, the Board unan. voted to hold on any action on this plan for thirty (30) days, in which time the subject of parking will be addressed by the Board, in conjunction with the Businessmen's Association. Mr. Lovering advised, after reading a letter from Bradford Emerson, that perhaps another avenue to be explored would be federal funding for parking development in the Square. The Chair designated Mr. Hart to represent the Board, and requested Mr. Wilkins to designate a member of the Businessmen's Association, to try to address the parking problem in the Square, and report their findings back to the Board.

Public Hearing re: Storch Plan for Central Square

The Chair declared a five-minute recess at 9:30 pm. The meeting reconvened at 9:35 pm.

Recess

A meeting was held with Nancy Parsons and Elizabeth Marshall from the League of Women Voters re: questionnaire regarding juveniles and services available for same within the Town. The Board reviewed the questionnaire with Ms. Parsons and Ms. Marshall. On the whole, it was felt that the Town offers many services which are youth-orientated, with the exception of female recreational services. The Selectmen's Office will forward a typed copy of the completed questionnaire to Ms. Marshall. Ms. Marshall stated that she will inform the Board of the results of the questionnaires and will keep the Board informed on any progress made by the League regarding youth services and facilities.

Mtg. with E.Marshall & N.Parsons re: Juvenile Questionnaire

The Fire Chief's budget hearing has been postponed to some time in February.

A meeting was held with Merritt Wenzel of the Mass. Police Institute, located in Berlin, and Chief Robert Germann. Jack Collins, Esquire, Attorney at the Institute, was also present. Mr. Wenzel explained the basic functions of the Institute to the Board. It is funded by the Mass. Criminal Justice System, and is a non-profit organization. It would cost the Town nothing in the event that we join same. Basically, the functions are to help each member of the municipality's Police Dept. to understand what is expected of him; the Rules & Regulations; Job Description; and Policy Procedures. This service is available to all cities and towns in the Commonwealth, with the exception of the 10 largest cities. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to authorize Chief Germann to apply for participation in the Mass. Police Institute. Chief Germann will be in contact with Mr. Wenzel and will keep the Board advised regarding the Town's application for participation.

Mtg. with M. Wenzel & Chief Germann re: Mass. Police Institute

A meeting was held with Town Counsel and Chief Robert Germann re: Police Matters. At this point in time, Chairman Lovering suggested that under 'Unfinished Business' items 2, 3, and 4 be discussed at the next Sel. Mtg. The Board agreed to hold on New Business until after the mtg. with Town Counsel and Chief Germann. As allega-

Meeting with Town Counsel & Police Chief

Board moved to go into Executive Session.

tions for criminal misconduct are grounds for going into Executive Session, the Board, on a motion by Mr. Hart, seconded by Mr. Murphy, unan. voted to go into Executive Session at 10:45 pm.

Open Meeting Resumed

At 11:25 pm the Board, on a motion by Mr. Currier, seconded by Mr. Hart, unan. voted to reconvene to the Open Meeting. As a result of the Executive Session, Chairman Lovering released the following statement to the press: Chief Germann requested permission of the Board of Selectmen and has been authorized to release to each officer of the Chelmsford Police Department upon his oral or written request, the results of his own polygraph test conducted by the District Attorney John Droney's Office.

On behalf of the Board, Mr. Lovering welcomed Tom Borden, Chelmsford's new correspondent from the Lowell Sun.

Meeting Adjourned

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 11:30 pm.

For the Board of Selectmen, by

Bonita Towle

Regular Meeting of the Board of Selectmen held January 12, 1976.

Members Present

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 P.M.

The Chair noted that several young citizens in the Community were present as part of their training for Boy Scout Citizen's Badges. They were: Arnold F. Lovering, Robert Myers, Daniel Jacavanco and Eric Ames. Each of the boys was presented with a Certificate indicating that he had attended a meeting of the Board of Selectmen.

Minutes Approved

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to approve the minutes of the Selectmen's Meeting held on December 29, December 30, January 5 and minutes of Executive Meeting on Jan. 5, as corrected.

Correspondence Summary

Item 6 - On a motion by Mr. Palmer, seconded by Mr. Hart, it was unan. voted to amend the Chairman's Recommendation as follows: To endorse the request of Mr. Anthony Bruno, President of the Softball League, to have lights installed at South Well on the new softball field; and the Board will ask the Recreation Commission to support this in their budget, providing that a reasonable way of implementing this request can be determined re: dollar figure for lights.

Item 11 - Mr. Murphy asked a question concerning all articles submitted for the next Annual Town Meeting which have no specified dollar figures included in wording of the articles. Mr. Murphy suggested the following be obtained for the articles: 1) obtain solid dollar figures; 2) immediate bidding; and 3) diagrams be submitted if appropriate. Mr. Lovering reminded the Board that a matrix of the articles will be submitted to each Board member at the next Selectmen's Meeting.

Item 18 - On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to request the Safety Officer to reconsider his recommendations for signing on Clover Hill Drive, as it had been recommened by Mr. Pettie to have the house numbers placed on the sign.

Item 23 - Mr. Murphy suggested that a copy of this request from the Rec. Comm. be forwarded to the Personnel Board immediately for their review.

Corres.Sum. continued

Item 29 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to amend the Chairman's Recommendation to include the following: a note to the Cons. Comm. requesting them not to have appraisals performed on land lots which already belong to the Town of Chelmsford.

Item 32 - The Board has the option to appoint 5 citizens at large to a Local Growth Policy Committee and would encourage applications for appointment to same and requested press coverage on same. The Board will vote on these appointments on Jan. 26.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Chairman's Recommendations on the Corres. Sum. and include same in the minutes of the meeting.

Bid Opening: Annual Town Report & Fin. Comm. Rec.

At 7:45 pm Sealed Bids were opened and read aloud for the 1975 Annual Town Report and for the Finance Committee Recommendations. They were as follows: Northeast Offset, Inc: $35.85 per page for Tn.Report; $23 per page for FCR; Beacon Publishing Co: $30.30 per page for Tn. Report; $21.85 per page for FCR; Martin Printing Corporation: $39.29 per page for Tn.Report; $41.56 per page for FCR; Creative Impressions, Inc: $37.90 per page for Tn.Report; $23.90 per page for FCR; Picken Printing: $34.55 per page for Tn.Report; $22.55 per page for FCR; Shawprint: $32.50 per page for Tn.Report; $26.40 per page for FCR. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to accept the six (6) bids and turn same over to the Purchasing Agent for his review and recommendations on award of bid for same.

Board Reports

Mr. Lovering reported to the Board on the meeting which he and the Administrative Assistant attended with City Manager of Lowell William Taupier re: the operation of the landfill. The City Manager advised Mr. Lovering and Mrs. Haines that on Jan. 21 and 22, 1976, Public Hearings will be held re: Alternate Proposals for Waste Treatment Facilities for the City of Lowell. These hearings will be educational in nature and are designed to present the various technological approaches that currently exist in terms of the problem of waste management. The Board should ask all interested parties to participate in these Public Hearings, and a Board member should be present at same. A committment has been confirmed that Lowell will allow Chelmsford to use the landfill next year. For the period from July 1, 1976 to July 1, 1977, Chelmsford has been told by the City Mgr. that we can stay with the operation. In terms of cost, we are now paying $11 per ton, and Mr. Lovering asked the City Mgr. for a reduction, and he will get back to Mr. Lovering at a later date after same has been reviewed. The City Mgr. made it clear that this new facility which is being proposed, will probably not be operational until 1980 or 1981. The landfill will have to make due for 3 to 4 years. Some type of effective program of separation will have to be implemented if we plan to use the landfill for the next 3 to 4 years. The City of Lowell, itself, may have to address how they separate paper, glass, metals, etc. in order to sell it off and reduce the volume at the landfill...we will have to follow their lead.

Mr. Lovering informed the Board of the results of a meeting he had this past week with Myles Mahoney of the Middlesex County, who is responsible for the Waltham Hospital's reporting to the Cmsnrs, and he is responsible for the day to day management of the MCTS. The purpose of the meeting was to pursue the possibility of interest by Chelmsford in the Upham Building, which is the recreational bldg. on the campus. The Rec. Dept. leases this for $2,000 per year and uses it from 9am to 9pm 5 days a week. Mr. Mahoney wanted to know if Chelmsford would be interested in the entire building. They would lease the bldg. for $8,000 to $12,000 per yr. This may be of interest to the elderly for a Drop-In Center. Mr. Lovering suggested that the elderly be informed of this and send a team of their members to view the bldg. to determine if they would be interested in leasing same. This matter will be placed on the agenda for the Board's meeting in mid-February.

Mtg. with I. Greenblatt re Resource Recovery Report

A meeting was held with Mrs. Ina Greenblatt, Chairman of the Environmental Advisory Council re: Resource Recovery Report. After much discussion, the Board agreed to place this item on the agenda for a meeting in mid-February, when the Board will address same paragraph by paragraph. The Board agreed to reserve space for necessary articles regarding this subject in the Annual Town Meeting Warrant.

Mtg. re: Com-Vict. License for Jimmy's Pizza

A meeting was held with George Christakis re: issuance of a Common Victualler's License to Jimmy's Pizza, Two Alpine Lane, Chelmsford. Mr. Christakis advised the Board where the tables and chairs will be located in the premises. There will be four tables with 16 chairs, and the premises is open from 11am to 11pm. Mr. Christakis is requesting issuance of this license for the convenience of his customers. On a motion by Mr. Hart, seconded by Mr. Murphy, the Board unan. voted to grant the issuance of a Common Victualler's License to Jimmy's Pizza.

Board Reports

Mr. Murphy reported to the Board that Jim Ford from Storch Engineering will be meeting with Sel. Hart and a rep. of the Chelmsford Businessmen's Association on Thursday, Jan. 15, at 3:30 pm to discuss off-street parking in Central Square. Storch has contacted the area administrator for the economic development program, who resides in Chelmsford, who identified a number of grant areas and they will bring this type of info to the meeting, and it is highly possible that there may be some Federal monies available for the project. In addition, the gentleman was wondering if the Town was planning anything re: Crystal Lake, and volunteered that there are Federal funds available for recreation.

Mr. Murphy advised the Board that Mr. Snelling of the Middlesex County Engineers called Mr. Murphy last week and advised him that he has received notification from the State of the passage of the Bill changing the Chelmsford/Westford Town Line and Mr. Snelling will be communicating with the Board in the near future and will be coming out to Chelmsford to set the markers.

Mr. Currier informed the Board that he attended the Nashoba Valley Technical High School discussion held re: data processing services and informed the Board of the charges that each Town will be charged for services. We do not use any data processing services, except where the School Dept. is concerned. The basis for charge to the individual towns is called 'disc usage'in which you pay for the amount of space you use up on a disc. This service may be of interest to the Bd. of Registrars in terms of the census, or perhaps the Board of Assessors would be interested in same.

Mr. Currier advised the Board that he will be attending a NMAC meeting on Jan. 21.

Town Counsel Reports

Mr. Lovering read a report received from Town Counsel re: Town of Chelmsford et al vs. County of Middlesex et al - DARE does have certain immunities re: zoning in terms of their being an extension of the State of Mass. in the tasks that they are performing at the MCTS facility. The Court stated that they must get a permit from the Town, so that does leave some rights the Town has re: the building & the Rules & Regulations they have to live with. Mr. Lovering then asked the Board for their opinion as to whether or not they wished to appeal the decision of the Court. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to accept Town Counsel's report and advise him accordingly.

Mr. Lovering advised the Board that Town Counsel had forwarded a check in the amount of $1,200 for the rental cost of the Emerson Estate, received from the Emerson family. The passing of the papers took place on Jan. 2.

Dept. Head Reports

The Board was in receipt of a request from the Town Clerk for permission to contact Town Counsel re: election procedures for electing an employees' representative to the Personnel Board. On a motion by Mr. Hart, seconded by Mr. Murphy, the Bd. unan. approved Mrs. St. Hilaire's request to contact Town Counsel for a legal opinion regarding the above matter.

Unfinished Business

The Board discussed the pending Correspondence list of the Building Inspector. Mr. Murphy requested that a copy of each report be forwarded to the complainants, in order that they may be advised of the action taken on their complaints. The Board agreed to ask Mr.McHugh to advise the complaints of any action taken to resolve complaints. Mr. Murphy advised the Board that, while driving in the vicinity of Landry's Sunoco Station, he noticed six vehicles on the premises, without license plates. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to send a letter to Mr. Landry asking him the reasons as to why these vehicles are on the premises, as the Board was advised that all unregistered vehicles were to be removed from the premises prior to Dec.31, 1975.

The Board discussed the Job Description for the Administrative Assistant, which was submitted by the Sub-Committee of Selectmen Hart and Currier. Mr. Murphy asked a question re: Adm. Asst.'s specific responsibilities, and stated that to date, many people come in to the office with complaints, which appear on the Corres. Sum. which are acted upon by the Board at a later date. Mr. Murphy wanted clarification on the following point: Does Mrs. Haines have authorization to immediately send complaints to the appropriate Depts. for resolution, asking for the response, so that when it appears on the Sel. Corres. Sum. it is both the complaint and recommended solution to the complaint, so that things move along. Mr. Currier stated that, although the solution may not be received, the Board would be made aware of the complaint, and what avenues are being pursued to solve same. Mr. Currier stated that someone could call the office with a problem, and a simple phonecall can be made to solve the problem, and all the Adm. Asst. would be doing in the case is notifying the Board of the problem, and how it is solved; or, if it is not solved, notifying the Board what avenues have been taken to solve it. Mr. Lovering asked if it was the intent of the Sub-Committee to have the Adm. Asst. furnish the recommendations on the Corres. Summary. Mr. Currier said it was. On a motion by Mr. Currier, seconded by Mr. Palmer, the Board unan. voted to adopt the Job Description for the Adm. Asst.

The Board discussed the Hiring Policy for the Selectmen's Dept. Several Board members expressed their concern regarding the in-person interview as stated in the Hiring Policy & application to employment. The Board agreed to place this item on the Agenda for the Board's vote on Jan. 19, as Sel. Currier & Hart will attempt to revise the policy and furnish each Board member with the changes prior to the next mtg.

On a motion by Mr. Hart, seconded by Mr. Palmer, it was voted three in favor- Selectmen Hart, Palmer and Currier, two opposed- Selectmen Lovering and Murphy, to appeal Judge Mitchell's judgement re: liquor license for Matt Doyle, Inc.

The Board discussed request re: State Dept. of Correction - House of Correction. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to endorse the Legislation which calls for the transfer of the Middlesex County House of Correction to the State Dept. of Correction. This request was received from the MCAB.

The Board discussed the list of Priority Projects submitted by Robert Flynn. These projects are identified for FY 1975 to 1985 as requested by the NMAC, Several cost estimates were mentioned in the report and the Board requested that the mapping re: Flood Prevention be added under the Drainage Study section of the report. The Board agreed that sewage should be moved from the 1st position on the list, as it is not considered as the #1 priority by the Townspeople. Mr. Palmer requested that an article be prepared for this year's Town Meeting re: the Salt Storage Shed and include this article on the list of articles for Tn. Mtg. On a motion by Mr. Currier, seconded by Mr. Hart it was unan. voted to make the following changes in the report: 1) change the position of the first paragraph to the last paragraph, and 2) have it read " Planning and development of a

Unfinished Business - continued

Town Sewerage System. System would have to be substantially funded through the Federal Government with some municipal bond funding if possible." The changes will be made in the report, and copies of the revised report will be made available to each Board member and the press. The Board agreed to adopt the report submitted by Mr. Flynn with the Board's revisions.

The Board discussed Martin Luther King Day on January 15, 1976. Mr. Lovering read a copy of a letter from Town Counsel to Dr. Rivard, Supt. of Schools, which stated that Public Offices must be closed on Jan. 15. Mr. Hart moved that Public Buildings, by law, have to be closed on Martin Luther King Day, and all Town Hall Offices will be opened on Saturday to make up the day. Motion failed for lack of a second. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted four in favor, one opposed- Mr. Hart, to close the building and give the employees of the Town Hall the day off, if Town Counsel approves the legality of this via telephone on Tuesday, Jan. 13.

The Board discussed the Middlesex County Advisory Board, and the types of action which could be taken to take some action, immediately, on the budget. On a motion by Mr. Murphy, seconded by Mr. Hart, the Board unan. voted to contact communities in the general area, seeking their support to call a special meeting of the Advisory Board to request that the MCAB direct its Chairman to take legal action against the County, at which time the costs would be shared by the communities in the general area. Mr. Murphy stated that he will make the telephone calls to the communities to solicit their support, which are Dracut, Tewksbury, Wilmington, Wayland, and Chelmsford.

The Board discussed the appointment of a Special Town Counsel re: island at the Texaco Gas Station, 272 Old Westford Road. Permission to contact Town Counsel regarding this matter was received from the Building Inspector. The Chair entertained nominations as follows: Mr. Hart - James Harrington; seconded by Mr. Currier, Mr. Palmer - Herb Pitter; there was no second on this nomination. The Chairman asked if there were any other nominations, there were none. The Board unan. voted to appoint Atty. James Harrington as Special Town Counsel regarding the above matter.

New Business

Mr. Murphy requested that the Home Rule Adv. Comm. be invited to a Selectmen's Meeting in the near future to discuss a number of articles which they were supposed to address for Town Meeting action, among these are a full-time Town Manager.

Mr. Murphy advised the Board of his concern regarding the Purchasing Manual and State Contract Purchasing by the Town's Purchasing Agent. The Board agreed to forward a memo to the Purchasing Agent requesting a status report on the State Contract Purchasing and also, ask the Purchasing Agent how the Purchasing Manual is coming along.

The Board agreed to invite the Transit Study Comm. to attend a Board meeting in the near future to discuss specifications for transportation; and to insure that a solid dollar figure can be given in the Town Meeting Warrant for same; and, if the Committee wants to offer certain options to the public in terms of a service 'a' and a service 'b' for dollars, that kind of direction can come out of Town Meeting.

Mr. Murphy requested that Mr. Wenzel of the Mass. Police Institute be requested to incorporate the following into his report - Procedures for how the Chief of Police interacts with the Board of Selectmen; requirements for written reports; if Mr. Wenzel cannot address these matters, then the Chief could be requested to develop same; and a sub-committee of the BOS could work with him on same.

On a motion by Mr. Currier, seconded by Mr. Palmer, the Board unan. voted to write a Job Description for the Purchasing Agent. The Chair designated Mr. Currier to write said Job Description for the Board's review.

New Business

On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to request an opinion from Town Counsel as to how residents can acquire paper streets.

On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to request the State D.P.W. to erect "Stop" signs on the roads entering the rotary (where "Yield" signs exist currently) and also ask them to cut off the tops of the snowpiles around the outer perimeter of the rotary to improve visability of drivers entering the area of the rotary.

Mr. Lovering read a memorandum to the Board re: his proposal for reorganization of the Chelmsford Police Department, which he requested be read into the minutes of the meeting. The memorandum is as follows:
I believe that certain actions are now necessary within the Chelms. Police Dept., in order to achieve an improved level of service for the Community. Great concern exists regarding the dangers to personal and property safety due to increasing crimes in Chelmsford, the State and the Country. Our Community has grown so quickly that it is important to periodically review our Departments to assess current needs. My proposal concerns three major areas...Organization; Training; and Public Information.
ORGANIZATION - Chelms. currently operates with a Chief; 1 Captain; no Lieutenants; 7 Sergeants; and 39 Patrolmen. In order to increase the total management and talents available to the Chief for the purpose of providing maximum public safety, I suggest the following reorganization: Reporting to the Chief would be 2 Captains; 2 Lieutenants; and 5 Sergeants. The number of 39 Patrolmen would remain the same. The impact of this plan is a one-man increase in the Dept., and the creation of the Lieutenants' positions. The increase costs associated with this change are not great, but the increase in management talent available to the Town is significant. I believe that given the problems in law enforcement today, as well as the new ideas and technology developing today, additional management manpower is a requirement. The Chief would be in a position to fully utilize this in terms of delegating authority, assigning responsibility and conducting the day to day management of the Dept. A few of the advantages are the following: ...Increases management in the Dept...Creates an incentive for members in the Dept. to improve their career development...Provides an opportunity for job rotation to expose officers to all aspects of Police activities...Insures that Chelms. will have coming along in training, various officers capable of leadership in the future...Provides close supervision to the patrolmen to insure that their role is more productive... Increases the overall protection to the residents of Chelmsford.
TRAINING - I believe that the Chief should assign to one of the members of his staff the responsibility of preparing annually a written training plan for the Dept. This training plan would be reviewed by the Sel. and would contain both voluntary and mandatory training requirements for the Dept. Each year the previous year's performance against the plan would be examined. The program would be developed with the approval of the Police Union, and would address not only training necessary to meet State Statutory requirements, but also other types of training. Hopefully, by creating new opportunities for educational and physical fitness training, the entire Dept. would view this as an opportunity to improve their individual contributions to the Town.
PUBLIC INFORMATION - I propose that the Chief assign on a full-time basis, someone responsible for Public Information. News releases; criminal statistics; warnings; bulletins; educational notes for the Community, etc., would come within this office. This role does not necessarily have to be an officer, and the availability of CETA or any other Federal funds should not be overlooked. I believe that this role would be of prime importance, because it is here where the mass public meets the Police Dept. most often...in the form of written information. This office would generate suggestions for distribution to the residents of Chelms. regarding ideas for safety of their persons and safety of their homes.
In conclusion, these proposals are not made in any way as an attempt to tell the Chief how to run his Dept. They are offered as my thoughts to improve the overall services to the residents of the Community. I am not asking that the Board of

New Business continued

Selectmen vote or approve these at this time, I plan to discuss this proposal in detail with the Chief, with the hope that we can come back to the Selectmen with a plan to address the above areas.

(Signed) Arnold J. Lovering -cc:Chief
Robert E. Germann

Mr. Lovering then stated that he did discuss, this afternoon, the outline of the proposal with Chief Germann, and he indicated that there were some areas which he wanted to discuss with Mr. Lovering, in detail, but the Chief felt that there was an avenue there for some possibilities of joint agreement. Mr. Lovering was encouraged that perhaps, we may be able to take this opportunity to improve our Department. The Board agreed to wait on any comments regarding this proposal, until each Board member can review the proposal and prepare comments regarding same.

Mr. Lovering congratulated Selectman Murphy upon his appointment to the Restructured Governor's Local Government Advisory Committee by Governor Dukakis. Mr. Lovering read a letter from Governor Dukakis to Sel. Murphy regarding his appointment. Mr. Murphy stated that the Board meets once a month with the Governor, on the 2nd Tuesday of the month, and one of the items to be discussed is the soaring cost of Blue Cross/Blue Shield.

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Hart, the Board unan. voted to adjourn. The meeting adjourned at 10:00 pm.

For the Board of Selectmen, by,

Regular Meeting of the Board of Selectmen held January 19, 1976.

Members Present

Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 p.m. The meeting was held at the Byam School, Maple Road, South Chelmsford.

Minutes Accepted

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to approve the minutes of the Selectmen's Meeting held on Jan. 12, as corrected.

Correspondence Summary

Item 3 - Mr. Murphy asked if answers had been received from the Water Districts regarding shoveling out of hydrants. Mr. Lovering informed him that, to date, no response has been received from the districts, therefore, we will wait to hear from them, as the problem is still pending.

Item 4 - The Board agreed to request that Chief Germann advise them as to whether or not it would be possible to rent a snowmobile, rather than purchase one, to help enforce the regulations covering same.

Item 8 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to amend the Adm.Asst's.Recommendation as follows: Advise writer that at the present time, our Constable Mr. William Spence, has indicated that he does not need any assistance.

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Administrative Assistant's Recommendations on the Corres. Summary, and include same in minutes of meeting by reference.

Board Member Reports

Chairman Lovering commented that this past week the Chelmsford Newsweekly printed a picture re: Central Square matter, which indicated that Sel. Hart had been appointed as the Chairman of the Sub-Committee, replacing Sel. Murphy, and Mr. Lovering clarified this statement by stating that Sel. Murphy continues to serve as the Chairman of the Committee, and Sel. Hart has been appointed to the Sub-Committee with regard to parking in Central Square.

Board Reports Continued

Mr. Hart reported on a meeting held by the Sub-Committee on Parking for Central Square. Many members of the local business community were present, as well as a gentleman from Storch Engineering. Mr. Hart stated that there is a definite fear of businesses closing down if parking spaces are taken away. Also, many business owners in the area of the Square would like to improve their buildings, but they feel that without parking, this would a wasted expense. Mr. Robert Kydd and Sel. Hart will work together to come up with a report for the Board of Selectmen and the Businessmen's Association about an area set aside for parking. Mr. Taaffaras, of Storch Engineers, who resides in Chelmsford, may be able to help by advising the Board regarding assistance in funding for the overall plan and the re-design and re-development of Chelmsford Center. Mr. Hart suggested that the Town Planner Robert Flynn, contact Mr. Tsaffaras and compile a report for the Board in regards to the areas which may be of assistance to the Board concerning funding of a parking plan and also plan for the re-development and re-design of the Square itself. The Board concurred with Mr. Hart's suggestion as stated above. The Board agreed that the Businessmen will have to give some type of committment regarding improvements to their stores, or even in terms of jointly trying to work with the financial aspect of the parking.

Mr. Murphy reported that the budget hearings of the Commissioners will be held this week, and Mr. Costa has been authorized by the Board, in the past, to sit in with Mr. Murphy on the budget analysis. A hearing will be held on Thursday at 2:00 pm at the Registry of Deeds, and another will be held next Tuesday.

Last week Mr. Murphy had requested and received authorization from the Board to contact several Towns regarding obtaining their support to force a meeting of the MCAB to make sure that the membership had chance to decide whether or not they wish to take legal action against the County. We do have the necessary support from the Towns of Dracut, Wilmington, Wayland and Chelmsford. Tewksbury has not responded to date. Mr. Murphy requested that the Adm. Asst. contact the Town of Tewksbury on Jan. 20 to determine their feelings regarding legal action against the County. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to prepare and forward a letter, as priority correspondence, to Mayor Mann, which would be delivered to him at the Court House in Cambridge on Jan. 20, at noontime. The letter reads as follows: The sharp letter to the County Commissioners on the Supplementary Budget falls far short of the legal action requested by some members of the Adv.Board. Until our rights are established by the courts, we will continue to get the run-around and be ineffective in our mandated role. In accordance with Art. 2 of the Bylaws of the MCAB, the representatives of the Town of Chelmsford (2 3/4), Dracut (1 3/4), Wayland (2), and Wilmington (2 1/4), respectfully request a mtg. of the Adv.Bd. on Jan. 27 at 5:30 pm at the Chelms. Town Hall, North Rd., for the express purpose of deciding whether the MCAB shall take legal action in regard to the Middlesex County Sup. Budget, such action to be funded by the MCAB.

Town Counsel Reports

The Board received a communication this past week from Town Counsel re: Matt Doyle, Inc., Liquor License situation. Town Counsel stated that he feels that there is no misfeasance of office, as indicated in a letter received from Atty. Robert Sullivan, Counsel for Matt Doyle. Town Counsel sited recent cases which clearly indicate that as long as the action taken by public officials is in good faith, without malice and corruption, they are not subject to personal liability. The Chairman commented that in his own personal opinion, he felt that the action taken by Selectmen Hart, Palmer and Currier, was taken in good faith, and in a personal belief that they are doing the right thing. Mr. Lovering lent his support to the rights of any member of the Board to appeal a case when he thinks it is the right thing to do.

Adm. Asst. Reports

Mrs. Haines advised the Board that last Thursday, Donald Madden, Exec. Sec. of the Flood Relief Board had called her and advised that the contract for Crystal Lake had been approved by the Flood Relief Board, with the exceptions of the inlet structure-in the amount of $18,000 and the outlet structure-in the amount of $16,000. The FRB will also pay the cost of the bonding. A letter will be sent to

Adm. Asst. Reports - continued

us this week from the FRB indicating this, and the contracts will be brought to Chelmsford for the Board's signature next Monday evening. The total cost to the Town will be $34,000, which has already been appropriated.

Dept. Head Reports

A report was read from Town Planner Robert Flynn re: Chelmsford's eligibility to receive future Community Development funds. The following criteria must be addressed in our request for funds: substandard housing; extent of poverty; extraordinary high rate of growth or severe decline in population;imminent threats to Public Health Safety; consistency of activity with local & areawide plans. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to apply for these funds once again, and at the next Board meeting, the Board will select a topic or two under the Public Health Safety area. Mr. Murphy suggested that perhaps one of the topics could be the cleaning of the pollution in Beaver Brook, as a dangerous condition exists there - the property was razed, at the rear, and the foundations were never filled in or piped - we could combine this with Community Development, in terms of parking. The Board agreed to give these ideas to Mr. Flynn, as well as any other that the Board wishes to forward to him, prior to the Board's meeting on Jan. 26, in order that the Board may select a project or projects, under the Public Health Safety area.

Unfinished Business

The Board agreed to hold on the Hiring Policy, as Mr. Currier advised that the wording will be changed for the Board's review at their next meeting.

Technology Transfer - the Board agreed to request the Dept. Heads to advise them as to whether or not they have any needs in the area of technology; or an analysis skill. The Board agreed to schedule this matter on the agenda for Feb. 2, at which time the Board will select the projects they wish to address. Mr. Murphy suggested that perhaps we could home in on a project with regards to the vandalism problem-infrered devices which may assist us regarding vandalism; or Police Dept. training through the uee of cassettes, etc. The Board agreed to request ideas from the various Dept. Heads, and include Mr. Murphy's suggestions in this corres. to the Dept. Heads.

Warrant Article Assignments - Mr. Lovering advised the Board that he and Sel. Hart jointly reviewed the list of articles submitted to date for Town Meeting action, and had formed a matrix of same with Board members' initials next to the articles that said Board member would be responsible for. The Chair requested that Mrs. Haines have the list typed up for each Board member and place a copy of same in each Board member's mailbox for his review.

Mtg. with HRAC re: articles

A meeting was held at 8:00 pm with the Home Rule Adv.Comm. re: articles for the 1976 Annual Town Meeting Warrant submitted by the HRAC. Mr. Denis Valdinocci, Chairman, and Mr. John MacPhee were present representing the Committee. The following items were discussed: Initiative Petition-it is felt by the HRAC that the Town does not need improvement in this area; Referendum Capability-proposed article has been submitted to the BOS for the Tn. Mtg. Warrant; Grouping of Articles at Tn. Mtg.-no benefit to the Town; Capital Improvement Program-might be of value to the Town, must be extensively studied; Conflict of Interest-proposed article submitted to BOS for Tn.Mtg.Warrant; Sinking Fund Dissolution-report will be forthcoming; Town Manager Study-HRAC & BOS should meet & discuss this in greater depth, a more thorough study of Dept. Heads, etc. should be conducted to get their feelings on managerial options, need for Tn. Mgr., administrator, etc.

Approval of Budgets

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to approve the Town Celebrations Committee's Budget in the amount of $2,500.

The Wiring Inspector's Budget Request was $22,577.00, line items were as follows: Insp. Sal: $15,900; Expenses: $1,000; Senior Clerk(½): $3,926; Vacations & Sickness: $1; Transportation: $1,500; Out of Town Expenses: $250. Mr. Lovering stated

Approval of Budgets - continued

that as we have not received any notification from Lowell as to when the CETA Program will end, we are in quite a quandry with regards to funding of positions which are necessary to the Town, which were, in the past, funded through CETA. Mr. Lovering suggested that perhaps a Special Salary Account could be set up, if, in fact, the CETA program ends, which would give us a mechanism for us to implement funding of the jobs we want to keep in Town. Then, along with the Fin.Comm. we could keep the particular jobs going. Mr. Hart suggested that we recommend the dollar figure of "$1" for the Senior Clerk, as we do in other departments, and have a Special Town Meeting to approve the transfer of the salaries we wish to keep, if we find that the CETA Program will be coming to an end. The Board agreed to request the Adm. Asst. to visit with personnel at the Lowell CETA Office to get their thoughts on this matter. The Board agreed to take the dollar figure associated with the half Senior Clerk out and replace it with "$1" in the budget. Mr. Currier stated that with regards to the salary of the Wiring Inspector, he felt that the figure of $14,000 would be a more realistic number, rather than the figure in the budget request which is $15,900. Mr. Murphy stated that he did not feel that there is a need for a full-time Wiring Insp. On a motion by Mr. Currier, seconded by Mr. Hart, it was voted four in favor; one opposed-Mr. Murphy, to adopt the Wiring Insp's. budget with the following changes: Salary of Inspector: $14,000; Senior Clerk Salary: $1 - and adopt the balance as it was presented on the budget request. The total budget request is therefore $16,752. Mr. Palmer requested that the subject of cars be re-addressed to the Inspectors once again, and address same to the Finance Committee for their feelings, as this would eliminate the mileage expense.

Mtg. with Chelms. Transit Study Com re: specs for bus transportation

A meeting was held with the Chelms. Transit Study Comm. re: specs - bus transportation. Mr. William Dugan and Ms. Mary Arnold represented the Committee. Mr. Roger Welch, Pres. of Marinel Transportation was also present. The recommendations of the CTSC are as follows: 1) continue the two routes from Chelmsford to Lowell, continue the Senior Citizens/Youth Fare Policy; 2) Discontinue the shuttle bus in Chelmsford, as the service in Chelmsford has dropped to a minimum level and held constant. Mr. Dugan stated that the results of the Transit Study were quite poor. Mrs. Arnold said that she is the only member of the CTSC who feels that a need does exist for some type of free service; or a demand/responsive service. Mr. Currier stated that he agrees with Mrs. Arnold regarding the demand/responsive system. On a motion by Mr. Hart, seconded by Mr. Palmer, it was voted four in favor, one opposed-Mr. Currier, to accept the recommendations of the CTSC (1 & 2-above) with regard to next year's service, so that we can get bids. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to discontinue Shuttle Bus service at the end of January,1976, with regard to the balance of this current year. With regard to the continuing efforts of the Committee in the future, Mrs. Arnold stated that she will continue to monitor transportation needs from time to time and advise the BOS of any changes which may be of interest to the Town. The Bd. agreed to have the office go out on bids for the transportation proposal, in conjunction with these specs.

Sealer of Weights & Measures Budget: Salary was recommended at $2,500 and Expenses at $300 by the SOWM. The Chair recommended that the Salary be held at $2,000 and Expenses at $300. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adopt the SOWM Budget as follows: $2,000-salary; $300-expenses - TOTAL: $2,300.

Board of Appeals Budget: this budget decreased - Clerk Hire: $2,280; Expenses: $1,730; Outlays: 00; TOTAL: $4,010. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adopt this Budget as stated above. Mr. Currier suggested that, along with our recommendations to the Fin. Comm. we attach a note re: prior to Town Mtg. we would like to review the entire subject of part-time secretarial help and full-time clerical help.

Animal Inspector's Budget Request: Salary: $1,250; Expenses: $100. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the Animal Inspector's Budget as follows: Salary-$1,000; Expenses-$100; TOTAL: $1,100.

Mr. Lovering stated that those budgets are the only ones which the Fin. Comm. will take up this week; next week we shall take up the ones which they will address during that week.

Unfinished Business

The Chair designated Sel. Thomas A. Palmer, Jr., as representative of the Board at the hearings at the Mayor's Office on Jan. 21 or Jan. 22 at 7pm re: Lowell's choice of process they will go with regarding the alternate proposals for waste treatement facilities for the City of Lowell. Mr. Lovering suggested that perhaps Mr. Palmer could attend one hearing, and Mrs. Greenblatt could attend the other.

New Business

Mr. Murphy requested that answers be requested regarding the following pending correspondence as soon as possible: 1) Highway Supt. - furnish Board with a report on chipper experiment; 2) Highway Supt. - recommend retired engineer to be appointed.
On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board unanimously voted to request an evaluation of the effectiveness of the CETA Program, i.e. what projects various depts. were able to accomplish because of the CETA Program, which might not have been accomplished without the benefit of the program, from the various departments; the CETA Coordinator will collect this data from the departments and forward a report regarding same to the Board. Mr. Murphy stated that he feels that before a new program is initiated, a report on the effectiveness of the old program should be reviewed.

Mr. Currier advised the Board that a gas station at 206 Boston Road is currently renting camper vehicles, (Corres. Sum. Item 6). The Board agreed to request a report from the Bldg. Insp. as to whether or not this is an allowable use in this CA District.

Mr. Currier advised the Board that at 190 Boston Road a welding business is in operation - which consists of several trucks; a building with at least one hydraulic lift in it; the Bldg. Insp. was advised that this firm does most of their business out of Boston, but after some research, Mr. Currier found that they do business at 190 Boston Road, and bill out of that address, and, have done business for the Town in the past. The Board agreed to request the Bldg. Insp. to take some action regarding the business at 190 Boston Road.

Mr. Lovering addressed the subject of the Pond St. parking problem and the general problem of beach rights, as the meeting is being held in South Chelmsford. The Board agreed to request the VIA to furnish the names of two of its members who would be willing to serve on a sub-committee with two members of the BOS for the purpose of having these four people, over the next year, sit down and carefully evaluate what the issues are regarding this matter, so that when we do address this at Town Meeting, we can address it properly. The second proposal Mr. Lovering made re: Pond Street, was to have a bylaw included in the Warrant of the next Annual Town Meeting which would allow the Police Dept. to enforce "No Parking" on that section of Pond Street. Mr. Ralph Landry was present and advised the Board that he will go back to the VIA and indicate to them what the Board intends to do re: Pond Street in the upcoming year; and at the next Annual Town Meeting in April, and forward a letter to the BOS indicating the two persons who will represent the VIA on the sub-committee, then the BOS will advise the VIA of its representatives on the sub-committee.

Meeting Adjourned

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:30 p.m.

For the Board of Selectmen, by,

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held January 26, 1976. Members present were: Mr. Hart, Mr. Murphy, Mr. Palmer and Mr. Currier. Mr. Lovering was out of Town on business. In his absence, Mr. Hart, Vice-Chairman, Chaired the meeting. Mrs. Haines was also present. Mr. Hart called the meeting to order at 7:30 P.M.

Minutes Approved

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the minutes of the Selectmen's Meeting held Jan. 19, 1976.

Correspondence Summary

Item 23 - Mr. Murphy noted that the Historical Commission had advised the Board this year of their opposition to any mechanization of the Town Clock, and suggested that the corres. received from Mr. Emerson be placed on file with that from the Historical Commission.

Item 25 - Mr. Murphy asked Board members if they felt that Route 213 was the plan which would be discussed at a meeting on Feb. 4, as indicated in a letter rec'd from C. Mistretta. Mr. Currier stated that he felt that this would not be discussed, but he will follow up to confirm same with NMAC.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations, and include same in the minutes of the meeting by reference.

Board Reports

Mr. Murphy reported on the budget hearings of the MCAB. Chelmsford has been assigned as sub-committee chairman on four budgets: Northern and Southern Registry of Deeds; Probate Court; Multi-Service Center at the MCTS facility. Mr. Charles Costa attended preliminary budget sessions with Mr. Murphy last Friday and today, and they will be coming back with some recommendations to the Board.

Mr. Murphy summarized what has happened to date re: MCAB Supplementary Budget. We have backed off our position, as Mayor Mann advised Mr. Murphy of practical problems - but Mayor Mann promised that he would make strong remarks to the Commissioners and have them read into the record their support of an orderly budget process. Therefore, we have withdrawn our request for a Special Meeting with the understanding that there will be a general membership meeting to address this subject in mid-February. Mr. Murphy provided each Board member with copies of the following corres: letter from Michael McLaughlin, Chairman of the Middlesex County Commissioners stating cooperation of the majority of the Commissioners re: MCAB Supplementary Budget; letter from Senator B. Joseph Tully and Charles F. Flaherty, Jr., Chairman of the House Committee on Counties re: cooperation on their parts re: the Supplementary Budget; copy of newspaper article regarding the budget. At the mtg. scheduled in mid-Feb., the subject of legal action on the Sup. Budget will be 1st on the agenda for the mtg; Mr. Levine will be present to answer any questions the Adv. Bd. members may have re: legality of 1975 Sup. Budget process.

Mr. Murphy brought legislation re: First Offenders Bill to the MLC&T for their support. Their concern was there currently exists no secure facilities around the State at the present time; they asked that the legislation be sent on to: Police Chief's Assoc; District Atty's. Assoc; Adm. Officer of the Court; and Youth Service Board for their comments and recommendations on the legislation.

Mr. Palmer reported on a meeting he attended last Thursday in Lowell re: Alternate Proposals for Waste Treatment Facility for the City of Lowell. Three proposals given. A decision will be made by the City Mgr. within two weeks. Only two proposals included recycling. There were two other proposals which were heard at the meeting on Jan. 21, which Mr. Palmer was not present to hear. Mr. Palmer will be attending future meetings regarding this subject. All of the proposals looked very good.

Town Counsel Reports

Mr. Hart read a report from Town Counsel re: Elio DiBiase et als vs. Town of Chelmsford et als/Town of Chelmsford et als vs. Elio DiBiase et als; final arguments are scheduled for Feb. 3, 1976, before the Supreme Judicial Court in Boston.

Adm. Asst. Reports

Mrs. Haines advised the Board that she had met with CETA Personnel - Roger Coutu and John Clark re: status of CETA Program. They advised her that they cannot make a definite committment on funding; however; they have a strong feeling that it will be extended, but they cannot come out publicly and state this. Mrs. Haines suggested that the Board meet immediately with the Fin. Comm. to discuss the CETA Program - the Board agreed to do so.

Mrs. Haines asked the Board if they wished to go ahead with the Public Hearing required for the Certificate of Appropriateness of the Hist. Dist. Comm. before the final Central Square Plan is approved, or disapproved, as the case may be. The Board agreed to fill out the application for the Certificate now, in order that the Public Hearing can be scheduled.

Unfinished Business

Appointments

The Board agreed to hold on the appointments until the entire Board is present.

Hiring Policy

On a motion by Mr. Currier, seconded by Mr. Palmer, the Board unan. voted to adopt the Hiring Policy submitted by Selectmen Hart & Currier with the following changes: At least 10 (if 10 or more apply) qualified candidates (resume vs qualifications) must be offered an in-person interview by the dept. head; Resume shall be at minimum a Town of Chelmsford Employment Application.

Cyrstal Lake Contract

As the Board has not yet received a letter from the Flood Relief Board re: non-reimbursement for the inlet & outlet control structures, the Board agreed to wait & sign the contract for Crystal Lake Reconstruction until Thursday evening; if, however, the letter is not received in the office by Wednesday, Mrs. Haines will contact Mr. Madden at the Flood Relief Board regarding the letter.

Report from F Gelinas

On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board unan. voted to forward a letter to Chas. Mistretta, Dist. Hghy. Engineer, requesting that certain bridges within the boundaries of the Town be posted for applicable highway loads as have been determined by a licensed Prof. Engineer. The Board, at their meeting on Jan. 26 voted to accept the Load Posting report which was completed by Frank C. Gelinas & Assoc. & voted to request the Mass. DPW to supply the Town with appropriate signs specifying such loads as indicated in an enclosure submitted to Mr. Mistretta. On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board unan. voted to forward a letter to Mr. Rondeau requesting his recommendations to alleviate the problems which are associated with many of the bridges, i.e.:ground water seeping into the structure of the bridges; problems with guard rails & railings; etc; and forward Mr. Rondeau a copy of the report to determine what action is necessary in the coming year to repair the conditions which exist.

Com.Dev. Bloc Grants

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward the priority letter re: Community Development Block Grants to HUD. Projects are: (1) Health & Safety a) acquisition of land at rear of Cushing Place with emphasis on clearing land of debris & filling several old cellars; b) development & implementation of plan to improve flow characteristics of Beaver Brook in vicinity of Central Square; c) refiling of Town's FY 75 project which included rehabilitation of old So. Row School House for use as Sen. Citizen Drop-In Center. (2) Project Relating to Needs of Low Income (a) Day Care Program for certain families along guidelines of Welfare Dept.

General Budget Discussio

The Board agreed to hold on General Budget discussions, as Mr. Lovering is expected to join the meeting in a short time.

New Business

Mr. Murphy pulled corres. out of the Reading Folder re: technical assistance provided by the Office of Local Assistance in the preservation & reuse of old buildings. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to authorize the Adm. Asst. to contact Mr. Gene Bunnell, Principal Planner of the DCA, re: more info on the reuse of old buildings.

Mr. Murphy advised the Board that it is necessary for the Board, at this time, to re-issue their policy statement regarding the hours of employment for the Fire & Police Departments. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to re-issue the Executive Order, which the BOS issued last year, to the Fire & Police Depts.

Mr. Murphy advised that Mr. Crowley of the Reg. of Motor Vehicles, is now pursuing snowmobile violators on foot, because his truck & trailor were taken away from him by the State; also, many snowmobiles are stopping at the grounds of the Harrington School to unload, as the School Comm. has authorized a portion of these school grounds for snowmobiling, but this is presenting quite a problem, as this has become the center point for a 'north/south' run, and many residents are complaining about this situation. Mr. Murphy was lead to believe that the School Comm. would be quite receptive to rescinding their previous regulations re: snowmobiling on the grounds of the Harrington School, if the Board desires to ask them to do this. Mr. Palmer stated that he has received calls in favor and in opposition to snowmobiling at the Varney Playground. Mr. Hart feels that money should be set aside in the Police Dept. budget for a vehicle to patrol the Town to enforce the laws re: snowmobiling. Mr. Murphy stated that perhaps off-duty officers could enforce these regulations, for off-duty pay. The Board agreed to request a report from Chief Germann re: his recommendations regarding the above.

Mtg. with Sen.MacKenzie
Reps. Freema
hea; LeLacheur re:
1976 Legislation

A meeting was held with Sen. Ronald MacKenzie; Rep. Bruce Freeman; Rep. Philip Shea, and Rep. Edward LeLacheur re: 1976 Legislation. Sen. MacKenzie advised the Board of Legislation he addressed this past year. He would appreciate the Board's observations re: the new Open Meeting Law; and on the Blue Laws, as he has been appointed to a 'Blue Law Commission' - he suggested that the Board could pulse the industry in the area, as well as small businesses, on their feelings re: the Blue Laws. Rep. Freeman advised the Board of Legislation which he had addressed this past year, and he stated that he will provide the Board with copies of this Legislation. Rep. Shea stated that he, rather than advise the Board of the Legislation he addressed, asked the Board if he could be of any service to them in particular areas, or vice versa. Rep. Shea stated that a piece of Legislation which he filed which he feels is of great importance is that which would establish a Middlesex County Housing Court, and he explained this Legislation to the Board. Rep. LeLacheur informed the Board, that, as he is a new Representative, he is still in the process of learning, and would appreciate the Board's calling on him if he may ever be of service to them and/or the people of Chelmsford. The Board then had an opportunity to ask questions of the Senator and Representatives. Mr. Hart stated that he will advise the Chelms. Bus. Assoc. of the information received tonight re: Blue Law Commission, when they attend the Sel. Mtg. later in the agenda, as they may be of service to Sen. MacKenzie. At this point in time, Mr. Murphy provided the Board and the Legislators with a copy of the 1976 Joint Legislative Program Summary from the following: Mass. Sel. Assoc; Mass. League of Cities & Towns; Mayors' Assoc; Municipal Managment Assoc; and the Assoc. of Town Finance Committees. Mr. Murphy checked the Legislation which would be of interest to the Board and our Legislators.

Mtg. with Chelms.Bus. Assoc. re: Tn. Issues & Concerns

The Board agreed to recess for a period of five minutes. The meeting resumed with representatives of the Chelmsford Businessmen's Association present to discuss any issues or concerns of the CBA with the Board. Members present were: Edward Duffy; Emile Dumont; Mitchell Korbey; Mr. Hanley. One of their concerns was the traffic light situation in North Chelmsford in Vinal Square; and traffic

Mtg. with Ch. Bus. Assoc. continued

in Central Square, i.e. Federal funds available to help the parking situation in the Square, as well as the beautification of the Square. Mr. Hart advised the Businessmen's Assoc. that Robert Flynn, Town Planner, and he would meet with Mr. Tsaffaris, of Storch Engineers, to discuss overall plan and re-design and redevelopment of Central Square, and will get back to the Businessmen with the outcome of the meeting. Mr. Mitchell Korbey, who is also President of the Parlemont Plaza Merchants Association, advised the Board of the concern of the merchants in Parlemont Plaza regarding the $30 permit fee for sign permits and the safety inspection fees. Mr. Currier advised Mr. Korbey that the Building Inspector is presently trying to develop a more equitable system for these fees, and hopefully, some changes can be made regarding these fees.

Mtg. with Cons. Comm. re: Appraisals for Crystal Lake & clerical funds

The Board met with Janet Lombard and John McCormick of the Conservation Commission to discuss Clerical funds and Appraisals for Crystal Lake. The Commission needs to re-allocate, or re-align, funds to cover the costs of their part-time clerical help, and they wanted to confirm the legality of this action with the BOS before going to the Fin. Comm. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to support the Conservation Commission in their request to the Fin. Comm. to re-align their funds to meet salary expenses for their Clerk, and advise the Fin. Comm. in writing of this support.

Mtg. with C. McCarthy, Town Counsel re: 1977 Budget

Changes in Crystal Lake Contract

The Board met with Clement McCarthy, Esquire, to discuss Town Counsel's 1977 Budget. The Board agreed to approve Town Counsel's budget as follows: Salaries: Town Counsel-$500; Expenses: Legal Services-$14,000; Misc. Expenses-Assoc.Dues: $1,000; Expenses: 0; TOTAL LAW DEPT: $15,500. Town Counsel stated that his fee schedule will remain the same. Town Counsel also read the following report re: his review of the Crystal Lake Contract in regards to form & substance of same: We have reviewed the entire Crystal Lake Contract & believe it proper as to form & substance, except for the following suggested changes which we are confident can be made before the signing scheduled for Ja. 26 - A) Pages numbered 11 through 15 should be completed on all copies. The original which is in Mr. Loney's possession contained the necessary info and he has favored us with duplicate pages which we include herewith. B) Pages A-2 (Agreement) and GC 3 (General Conditions) relate the time of performance to the Schedule of Prices but a review of that schedule reveals that no mention is made therein concerning the time of performance. All copies should be revised in both instances to substitute the words "instructions to bidders". See para. 6, Instructions to Bidders at page I-1 and page A-1, Agreement which reads: "... The Contract Documents consisting of this agreement together with the Instructions to Bidders..." Town Counsel stated that the Town Accountant's signature should be included in all contracts that certify appropriations before the BOS sign same. The Board authorized Mrs. Haines to initiate the appropriate changes mentioned above.

New Business continued

Mr. Murphy requested that he and Mr. Palmer be allowed to swap his assignment of the article re: Town Meeting date, with Mr. Palmer; and swap the article re: Resource Recovery with Mr. Hart or Mr. Palmer. The Board agreed to this, and Mrs. Haines will make the changes on the list.

Appointments: Local Growth Policy Comm.

Mrs. Haines advised the Board that the Local Growth Policy Committee must be appointed during the month of January; therefore, the Board would have to make the appointments this evening. Certain persons, or their designees must be appointed according to Chapt. 807 of the Acts of 1975. They are the Chairman or Chairman's designee of the following Boards or Committees: Board of Selectmen; Planning Board; Board of Health; Housing Authority; Town Planner; Conservation Commission. Applications were received from the following persons to serve as Citizens at Large: Audrey Carragher; A. Robert Raab; Ralph Parlee; Claire Thompson; Donald Caless; Walter Lewis. Five members are to be appointed to serve in this capacity. The Board voted as follows: Audrey Carragher - Mr. Murphy, Mr. Palmer, Mr. Hart; A.Robert Raab - Mr. Currier; Ralph Parlee - Mr. Murphy, Mr. Palmer, Mr. Currier, Mr. Hart; Walter Lewis - Mr. Murphy, Mr. Palmer, Mr. Currier, Mr. Hart;

Appointments-continued

Claire Thompson - Mr. Murphy, Mr. Palmer, Mr. Currier, Mr. Hart; Donald Caless - Mr. Murphy, Mr. Palmer, Mr. Currier, Mr. Hart. As a result of the votes, the following persons were appointed: Mrs. Audrey Carragher; Mr. Ralph Parlee; Mr. Walter Lewis; Mrs. Claire Thompson; Mr. Donald Caless. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to appoint these five persons to the Local Growth Policy Committee, and to appoint the Chairman or designee of the following Boards or Committees: Board of Selectmen; Board of Health; Planning Board; Town Planner; Housing Authority; Conservation Commission.

Budget Approvals

The Board agreed to approve the Veteran's Agent's Budget with the following changes: Veteran's Agent-Salary: 7% increase ($9,686.71) Clerical: $1 - TOTAL: $91,862.71. The Board agreed to approve the Youth Center Budget with a change in Salaries: $21,582;(Expenses: $4,551; Outlay: $1,925 - no changes) The Board agreed to make no committment on the Building Operation Line Item, as this will be left for the Towns' people to vote on at the Town Meeting. The Board agreed to approve the CATV Budget with the following change: TOTAL: $250.00. The Bd. agreed to approve the Bus Trans. Budget in the amount of $35,000, pending receipt of bids for same. The Board agreed to approve Budget for SHARE, Inc. in the total amount of $23,737.00. The Industrial Development Financing Authority submitted corres. indicating that they require no budget for 1977. As the Chairman of the Industrial Development Commission has not been appointed, the Board agreed to invite the membership of same to attend a Sel. Mtg. in the near future to discuss their budget, and also to discuss the membership and appointment of a Chairman of same. The Board agreed to approve the Memorial Day Committee's Budget with the following change: Expenses for MDC: $1,500.00.

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:30 p.m.

Mr. Nyck Pappas ofthe Town Talk, informed the Board that the Town Talk will be no longer in operation, and thanked the Board for all of their cooperation in the past. On behalf of the Board, Mr. Hart thanked Mr. Pappas wished him luck in the future.

For the Board of Selectmen, by,

Jurors Drawn

The following persons were selected for Jury Duty on Jan. 26 by Sel. Palmer: Lowell- Lorraine M. Stauffer, 17 Pleasant St., Chelmsford; Cambridge- Franklin W. Taylor, 20 Sharon Ave., Chelmsford; Roland J. Conway, 30 McIntosh Rd., Chelmsford.

Members Present

Regular Meeting of the Board of Selectmen held February 2, 1976. Members present were: Mr. Hart, Mr. Murphy, Mr. Palmer, and Mr. Currier. Mr. Lovering, Chairman, was out of the State on business; therefore, Mr. Hart, Vice-Chairman, chaired the meeting. Mrs. Haines was ill. Mr. Hart called the meeting to order at 7:30 pm.

Proclamations: Heart Fund Mo. & Crime Prev. Week

On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board unan. voted to proclaim February as American Heart Fund Month, in accordance with a proclamation read by Mr. Hart, received from Joseph Shanahan, Chairman of the Chelmsford Heart Fund. On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board unan. voted to proclaim the week of Feb. 8 - 14, 1976, as Crime Prevention Week, in accordance with a proclamation received from the Chelmsford Exchange Club. Photos were taken by the press for the signing of both proclamations. Mr. Shanahan was present, as well as two members of the Exchange Club of Chelmsford.

A photograph was taken of Board members and Bradford Emerson of the official signing of the passing of papers for the Emerson property, as the press had not had an opportunity to photograph the signing on Jan. 2, 1976.

Minutes Approved

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the minutes of the Sel. Mtg. on Jan. 26, 1976.

Corres.Sum.

Item 3 - Mr. Currier suggested that a letter be forwarded to Mr. Watt requesting the following information: have panic bars been installed on the doors at the North Town Hall; has emergency lighting equipment been installed in the building; and has he obtained an occupancy permit.

Items 5, 6, 7, 8, 9, 10, and 29 - Mr. Hart suggested that a joint meeting be scheduled with the Town Engineer, Highway Supt., and a member of the Planning Board on the evening that the work session is scheduled with Town Counsel on Feb. 12 at 8:00 pm, in order that all four parties may discuss the drainage problems at these locations, etc. Mr. Murphy requested that a copy of corres. received from Town Counsel (Item 29) be forwarded to Messrs. Pryzant and Rubenstein for their own info.

Item 14 - The Board agreed to schedule a meeting with the Insurance Advisory Committee at the next Sel. Mtg. to discuss deferred compensation: i.e. the Town could either advise all employees that this plan is available , or the employees could contact an insurance company on their own, without the Town's becoming involved in payroll deductions. Also, the IAC could answer any questions the BOS may have regarding this subject.

Item 18 - Mr. Currier suggested that the Conservation Comm. and the Recreation Comm. should advise the Board if they may have some use of the Sheehan Property on Pine Hill Road. Mr. Murphy requested that the 4-H Club and the Golden Age Club be included in this corres., as the 4-H may wish to use the property for a victory garden, or perhaps the land could be used for farming on a small basis.

Item 20 - The Board agreed to forward a letter to Chas. F. Mistretta, Dist.Hghy. Engineer, requesting that "Yield" signs be installed on the other four entrances to the Rotary, explaining that we agree with what he said in Item 20 to the BOS, but that we feel that additional signs are needed, and further request that the two present "Yield"signs be made more visible to motorists in the area.

Item 26 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request Myles Hogan, Tree Warden, to attend the Work Session scheduled for Feb. 12 at 7:30 pm to discuss the chipper and operation of same, and to discuss budgeting of same in the Highway Dept. budget.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. recommendations on the Corres. Sum. as amended and include same in the minutes of the meeting by reference.

8:00 pm mtg.
with CP&BC
cancelled
9:00 pm mtg.
with V.P.C.&
Chief Germann
cancelled

Mr. Hart stated that the 8:00 pm meeting with the CP&BC will be re-scheduled until Feb. 17, 1976; and also, the 9:00 pm meeting with the Varney Playground Commissioners & Chief Germann re: snowmobiling at the V.P. has been postponed.

Board
Reports

Mr. Murphy reported that he had attended the luncheon at the McFarlin School for the elderly, and was quite impressed with the number of persons present. The program receives great response from the elderly. The elderly made several requests which Mr. Murphy conveyed to the Board. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to 1) direct a letter to Gary Wolcott, indicating that we would request some consideration of a room at the Youth Center (at the Quessy School) to be used by the elderly;2) consider the elderly as qualified instructors of the handicrafts program;3) suggest that Mr. Wolcott contact the Community Action Advisory Committee to look into possible funding of supplies for the Youth Center. Mr. Murphy also stated that perhaps the library could use a room in the Quessy for some outlying services to the elderly who live in the area of the Quessy School.

Mr. Murphy reported that the Board has been requested to submit names of nominees to act as judges in the Choral Society's contest for the Town Song. Mr. Murphy requested that the office contact Mr. Joseph Spicer, who lives on Brentwood Road

Board Reports continued

and advise him of the names of the two persons, in the following order, who may be interested in serving as a judge for the Town Song: Prof. Tom Elliot, of Lowell University's Music Dept; and Prof. Trap Hagen, Director of the Nashua Symphony Orchestra, who is a resident of Town. The letter should indicate that we have not contacted these persons, the names are being forwarded to Mr. Spicer, as Chairman of the Committee, for the Committee's disposition. The song will be heard by the public on March 13.

Mr. Hart stated that on Thursday evening, Jan. 29, the Board officially signed the Crystal Lake contract.

Unfinished Business

The Board agreed to hold on appointments until the full Board is present. Board members agreed to submit names for consideration for appointment on the Emerson Property Development Committee to Mrs. Haines, in order that request for appointment forms may be mailed out to those parties.

Mr. Murphy presented a slide presentation on Technology Transfer. The Federal Government believes that the Nat'l. Resource Lab. ought to be able to provide some expertise that the Community can use. We really have not gotten involved to date, we have sent letters out to various depts. and have received little response. The Board agreed to think about some of the technology presented in the slide presentation, and will discuss this subject again at their meeting on Feb. 17, 1976.

Mr. Murphy requested that a copy of corres. received from the City of Mt. Morris, Michigan, be forwarded to Chief Germann, as it relates to police reports being dictated, vs. reports being written and typed by the officers themselves, which is time-consuming, and is a way to use some technology locally.

On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board unan. voted to approve the budget of the Historical Comm. in the amount of $1,830, and, when we advise the Fin. Comm. of this approval, we should note that the large increase is due to the costs involved with the restoration of the 1802 School House.

Budget Approvals

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Ins. Dept. budget in the amount of $429,200.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Home Rule Adv. Comm. budget in the amount of $550.

The Law Dept. budget was approved at the Sel. Mtg. on 1/26/76 in the amount of $15,500.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Council on Aging budget in the amount of $10,125. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the budget of the Town Aide in the amount of $9,001.

Mr. Palmer moved the adoption of the Varney Playground budget in the amount of $11,200. Mr. Murphy seconded this motion for the purpose of discussion. The Board agreed that the costs associated with the budget were almost a 50% increase over the budget submitted by the V.P. Commission last year. Mr. Murphy was concerned with the high figure for a baseball diamond. He would support the expenses at last year's figures, which totaled $3,050. Also, we have received notification that the hydrant installation is not necessary. The Board agreed that Don Gray, Park Supt. could aid the Comm. in providing use of his tractor to mow the playground, when necessary. The Board then voted on the budget for the Varney Playground Comm. in the amount of $11,200, as follows: the Board was unan. opposed. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the V.P.Comm. budget in the amount of $7,050, and to ask the Commsnrs. to reallocate same to meet their needs.

Public Hearing re: Com.Dev. Block Grants

At 8:30 pm a Public Hearing was held re: Community Development Block Grants. Robert Flynn, Town Planner advised the Board of new developments regarding Chelmsford's requests for the Block Grant Program. Last week the Board voted to request funding for the following projects: 1) Acquisition of property at the rear of Cushing Place for purposes of health & safety; 2) Improvement of flow characteristics of Beaver Brook in Central Sq. area to lessen possible flood damage; 3) Rehabilitation of Town-owned structure for use as an Elderly Drop-In Center; 4) Town administered Program of Day Care for low-income residents. The Federal regulations sent to the BOS by HUD re: Fiscal '76 Com.Dev.Program were not the current regulations. Mr. Flynn obtained the current regulations from NMAC; and, what we were eligible for last week, we are not eligible for this week, in keeping with the new regulations. The only project which can still be considered for a grant is the Elderly project, and we have some more info available to us now re: number of elderly residents in Town, and income statistics. The program could be directed to the low-income elderly and in health-related programs that could be carried out at the facility. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to submit the application to HUD for the project for the Elderly Drop-In Center. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to invite a representative of Congressman Tsongas' office to meet with Robert Flynn to discuss Chelmsford's application prior to its being forwarded to HUD, to help us get through the beaurocratic red tape, which we seem to run into when filing our applications, regarding rules & regulations, etc, which shall be forwarded to Cong. Tsongas by priority letter. No persons were in attendance in favor of this Drop-In Center; no persons were in attendance opposed to this Drop-In Center. Mr. Hart declared the Public Hearing closed at 8:40 pm.

New Business

Mr. Hart advised the Board that he received a telephone call from Mr. Eustace Fiske of the Ins.Adv.Comm. requesting permission to contact Town Counsel immediately re: clarification of insurance policies (legalities of same) which must be accomplished prior to Feb. 9. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to grant the Ins. Adv. Comm. permission to contact Town Counsel regarding the above matter.

Mr. Murphy informed the Board that a large depression exists on Westford St., going down the hill; and when motorists go by this, they go over a double bump. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward a letter to the Hghy. Supt. asking if there is some temporary measure he could employ to stop this bump until he can repair the road properly in the Spring.

Mr. Murphy requested that the Chair, or the Office, establish a meeting date in the near future to discuss Town Meeting Warrant articles with Town Counsel and the order of same; when the meeting will be held with the Fin.Comm. re: articles themselves.

At this point in time several members of the Council on Aging came into the Selectmen's Meeting Room. As the Public Hearing re: Com.Dev.Block Grants was already declared closed, Mr. Hart advised these people that the hearing was over, but that the application for the Elderly Drop-In Center was the project selected by the Board for submission to HUD. All persons who attended the meeting were in favor of this. Mrs. Gula Boyce, Chairman of the COA, stated that re: the Health Program, the Visiting Nurses' Assoc. has a very good program set up, but nothing can be done with it in Chelmsford until the elderly have a permanent facility in which to house the program. Mr. Murphy suggested that this need could be included in the application, if the COA would correspond with Mr. Flynn regarding this request.

Mr. Palmer had received a petition from several residents of Town requesting an article in the Town Meeting Warrant re: lighting at the softball field at Southwell Field. On a motion by Mr.Palmer, seconded by Mr. Murphy, it was unan. voted to hold a space for submission of this article; and to ask Town Counsel to develop the proper wording of same & the dollar figure of same.

New Business continued

Mr. Palmer addressed the subject of snowmobiling at the Varney Playground. He stated that the Commissioners should not encourage, or not discourage snowmobiling at the V.P. The pros and cons should be fully evaluated. Mr. Currier suggested that the Town Forest be used for snowmobiling. Mr. Murphy stated that Public Hearings should be held regarding this subject to obtain public input. Mr. Hart suggested that all departments, committees, commissions, etc. who have responsibilities or control of certain pieces of land in Town be invited to an open meeting to discuss their feelings on snowmobiling in Town, and invite the gentleman from the Reg. of Motor Vehicles to attend this meeting, as well as the V.P.Comm. These groups and individuals should be prepared to answer questions by the Board. Mr. Currier suggested that he and Mr. Palmer work together on a sub-committee to form a questionnaire regarding snowmobiles. The Board agreed that all of the problems could not be solved this year. This questionnaire will be made available to the press, and, the Board will review same at their next meeting, in order that it may be forwarded to all parties concerned.

Mr. Palmer expressed his concern on an article which he read in the newspaper this past week re: census cards, and indicating that if the census card was not returned to the Town Clerk's office, one could be prohibited from voting. He felt that if challenged, this could present a legal problem. The Board agreed that this usually applies to persons who have moved out of town, in order that their names may be removed from the voting lists.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, the Board unan. voted to adjourn the meeting. The meeting adjourned at 9:05 pm.

For the Board of Selectmen, by,

Members Present

Regular Meeting of the Board of Selectmen held February 9, 1976. Members present were: Mr. Lovering, Mr. Murphy, and Mr. Currier, who was detained on business but arrived at the meeting at 7:55 pm. Mr. Hart and Mr. Palmer were ill. Mrs. Haines was also present. As there was no quorum present at 7:30 pm, Mr. Lovering opened the meeting, but he and Mr. Murphy conducted no business which required a vote, until Mr. Currier arrived at 7:55 pm. In accordance with a request from the League of Women Voters, the Board proclaimed Feb. 15, 1976, as Susan B. Anthony Day, in rememberance of the pre-eminent leader of the women's suffrage movement.

As a quorum was recognized by the Chairman at 7:55 pm, due to Mr. Currier's arrival at the meeting, Mr. Lovering, Chairman, declared that the Board would proceed with the scheduled agenda items.

Meeting with Ins. Adv.Comm. re: Deferred Comp.

The Board met with several members of the Insurance Advisory Committee re: Deferred Compensation Policy. It was the consensus of opinion of the I.A.C. that payroll deductions for Deferred Compensation would not be recommended for Town employees by the Committee at the present time. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to, as a matter of policy, refrain from the deduction program until subsequent re-evaluation, pending administrative capabilities.

Meeting with Rec.Comm. re: budget

The Board met with several members of the Recreation Commission to discuss their budget request. The Board advised the Rec. Comm. that they should receive, in writing from the Mid.County Commissioners, as soon as possible, a figure for the rental of the building which the Rec.Comm. rents at the M.C.T.S. facility, in order that this may be included in their budget request, in case the figure is higher than anticipated by the Commission for rental of this building.

St. Acceptance Hearings

At this point in time, Mr. Lovering informed the Board that Street Acceptance Hearings are scheduled on the agenda this evening, but, Mrs. Haines was advised by the Assessor's Office, that the Assessor's Office had furnished the Board with

Street Acceptance Hearings

Cranberry Lane postponed

Livery Road Extension postponed

Higate Road hearing held

an incomplete set of abutters for Cranberry Lane & Livery Road Extension, therefore, the Board will conduct a valid Public Hearing on Higate Road, but the Board would entertain comments from any persons who are abutters to Cranberry Lane or Livery Road Extension, and another Public Hearing will be scheduled for these two streets in the near future. The Chairman asked if anyone would like to speak in opposition to, or in favor of the work on Cranberry Lane. No one was present to speak in favor, or in opposition to any work on Cranberry Lane. Several residents were concerned with work which was completed on Higate Road. All abutters were notified and the hearing was commenced. Mrs. Mary Janet Paisley, 31 Higate Road, stated that the cul-de-sac on Higate Road is crumbling, and needs to have more work done on it by the contractor, Mr. Hicks. Mr. Eric VanHoose, 22 Higate Road, stated that the drainage ditch was never installed on Higate Road, and the water has flooded, on numerous occasions, the area across from his back property, bordering his property, above the 50-year flood level. If the drainage is installed, this could possibly alleviate this problem. Mr. William Burns, 13 Higate Road, stated that he is concerned that if and when Mr. Hicks corrects this situation, serious environmental effects, i.e. mosquitos, etc., may develop in this area. Mr. John Christensen, 19 Higate Road asked what constitutes acceptance of a street in Town, and Mr. Lovering explained that it was approval by the Townspeople at Town Meeting, then, after inspection by the Hghy. Supt. & Town Engineer, the Board of Selectmen vote to accept, or not accept as the case may be, the streets submitted for acceptance. Mr. John Scott, 16 Higate Road, stated that there is a storm drain in the road, which, he feels, should be at the low point in the road, but, obviously, is not at the low point, and when it rains, water runs down across his property, eroding the road around the easement, and filling it with sediment, and destroying a wall which exists there. Tracy Davis, Engineer & Surveyor for Mr. Hicks, informed the Board that there is a bond in the amount of $22,000 for Higate Road, and the fair share of that would be used to repair the cul-de-sac & finish same, when weather permits. Regarding the easement, no adverse effect will come of the easement on the design of the street itself, and it's really a conservation problem and should not effect the acceptance of the street. Mr. Lovering stated that as sufficient concern has been brought to the attention of the Board by the residents, the Board will document these comments and furnish same to Mr. Davis for an official, well-drafted response to the comments by the residents in this area. Mr. Joseph Chase, 5 Higate Road, stated that on this date, it was brought to his attention, that there is some seepage from Lot 27 going down the hill and out onto the street, until it hits a storm drain and goes under the road and over behind another lot on Park Road. Mr. Lovering stated that Mr. Chase should notify the Board of Health of this problem. Mr. Kevin Mahoney, 12 Higate Road, advised the Board that after rain, water washes up onto his property at the end of the hill, as there is no curbing in front of his property. Mr. Tom Hughes, 29 Higate Road, agreed to serve as a spokesman for Higate Road, and the Selectmen's Office will keep him advised of any developments which occur or any problems, as well as keeping him advised of any corres. to and from all parties concerned; Mr. Hughes, will, in turn, advise his neighbors of this corres. also. Mr. Davis will receive a copy of the Selectmen's memo also. Mr. James Geary, Esquire, Attorney for Robert Hicks stated that much of the work on Higate Road has not been completed, but, hopefully, it will be completed before Town Meeting action; inspection by the Town Engineer; and final vote by the Board of Selectmen. The Chairman then asked if any residents were present to speak in favor or opposed to work on Livery Road Extension. Mrs. Margaret Bompus and Col.& Mrs. Nelson, of Livery Road Extension, were concerned with the conditions on Livery Rd. Ext. Col. Nelson informed the Board that the builder put a pipe (it's illegal to run a pipe from a foundation out to a street in Chelmsford) which constantly pushes out constant water, and on Col. Nelson's side of the house, there is one foot of ice, which was one foot of mud last Spring. The Town Engineer informed Col. Nelson that the bond issue on Livery Rd. Ext. would not be released because of these conditions, and, in fact, the bond has already been released. Col. Nelson has a problem with the ice and water in this area. The pipe is constantly running water out into the street. Mr. Freitas is the builder of the Nelson's home. The road is starting to cave-in due to the water condition. Mr. Hennessy blocked up the pipe - he owns one lot on the end of Livery Road Ext. Mr. Lovering stated that the Nelson's problem is one of many in the community of this nature. Mr. Murphy stated that there are two cul-de-sacs on Livery Rd. Ext., and he hopes that we can get some input from the residents as to what will become of the old cul-de-sac; would the residents like to plant grass, rather than have the driveway where the cul-de-sac is now. Mrs. Nelson stated that she would like to go to the Planning Board to discuss this problem. Formal hearings for Cranberry Lane and Livery Road Ext. will be held in the near future.

Public Hearing Com.Dev.Block Grants - recessed

Rec.Comm. budget, continued

At this point in time, Mr. Lovering opened the Public Hearing on Community Development Block Grants, and held it in abeyance in order that the Board could review the rest of the Rec. Comm. budget. The Rec. Comm. has concluded that they do not need a full-time director. The Rec. Comm. feels that the East School could be used as a community center. The Commission advised the Board that they are contemplating running a beano game at the East School, but will discuss same with the Board at a later date.

Pub.Hearing re Com.Dev.Block Grants

The Board continued with the Public Hearing on Community Development Block Grants. Mr. Robert Flynn, Town Planner presented the Board with corres. regarding the application for the Senior Citizen Drop-In Center & Planning & Management Development. Mr. Flynn has forwarded a letter to Congressman Tsongas' office re: assistance to the Town concerning the application and will review Congressman Tsongas' response with the Board upon receipt of same. Ms. Joan Arcand of the Council on Aging stated that she feels that there is a need to increase health programs for the elderly in the community. Ms.Arcand suggested that a master degreed nurse could work out of the senior center to care for the elderly. Ms. Arcand stated that this program could be picked up through the Dept. of Elder Affairs if a proposal is forwarded to them, and the Town would pick up ½ of the salary for the nurse. Ms. Arcand will draw up a proposal for the Board's review regarding this matter. The Board agreed to apply for the Planning & Management Development also.

Minutes Approved

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve the minutes of the Selectmen's Meeting held Feb. 2, 1976, as corrected.

Corres.Summary

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to adopt the Adm. Asst's. recommendations on the Corres. Sum. and include same in the minutes of the meeting by reference.

Board Reports

Mr. Lovering read a press release concerning the police situation in the community of Chelmsford. He had discussed, with all members of the Board who are present tonight, as well as with Mr. Hart and Mr. Palmer, who are not here, the nature and content of the following statement and would like to report that it is unan. by all members of the Board concerning what the action intended to accomplish is. Mr. Lovering then read the release as follows: The Chelmsford Board of Selectmen, since August, 1975, have been hopeful of a resolution of the gun theft incident that occurred at the Police Station. A substantial investigation took place involving participation of Local Police, State Police, the District Attorney's Office, and Federal Authorities. All evidence has been furnished to the District Attorney's Office. It appears that sufficient evidence does not exist to take any action on these incidents. Unless new evidence is uncovered, the Chelmsford Board of Selectmen believe that they have a responsibility to advise the community that these gun theft incidents may, in fact, remain unsolved. We encourage anyone having information involving these matters to come forward to either the Police Chief or the District Attorney. During the course of the recent investigations certain evidence, relating to separate matters from the gun theft incidents, was discovered. These alleged matters involve the conduct of a patrolman of the Chelmsford Police Department, one Norman Wellington. The Selectmen believe that it is their responsibility to further review these matters to determine whether or not any action is required under the Civil Service Law, Chapter 31 of the

Massachusetts General Laws. The Selectmen have decided to instruct Town Counsel to initiate those procedural steps necessary to conduct a full hearing before the appointing authority to determine whether the alleged actions of Officer Wellington constitute conduct unbecoming a police officer sufficient to warrant appropriate action by the Selectmen. Again, Mr. Lovering indicated that the nature of the release was reviewed by all members of the Board of Selectmen. At this time, Mr. Lovering stated that he would entertain a motion to adopt the release, which will be the authorization to give it to the press, as well constituting a vote to instruct Town Counsel to take the procedural steps on the hearing; on a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to implement the above motion.

Board Reports continued

Town Counsel Reports

The Board was in receipt of two reports from Town Counsel, which were received in the office today, which they agreed to hold until the next meeting, as they were not prepared to take action on same, as they had not reviewed same prior to the meeting.

Adm.Asst. Reports

Mrs. Haines advised that the hours the polls are to be open on March 2 and April 5 must be determined in order that the warrants for same may be prepared. Mrs. Haines, after discussion with the Town Clerk, requested that the hours be set from 10:00 am to 8:00 pm on both dates. Mr. Lovering asked that the hours set for past elections be determined, and Mr. Murphy suggested that the hours predicated in the budget be determined, and the Board can vote on same at their next meeting. Mr. Lovering stated that he favors the hours of 8:00 am to 8:00 pm, but the Board agreed to hold on this matter until 2/17/76.

Mrs. Haines informed the Board that the Police & Fire Accident policies will expire on March 28 with Continental Insurance. The Board, on a motion by Mr. Currier, seconded by Mr. Murphy, unan. voted to advertise for bids for same.

Mrs. Haines requested that the Board members furnish her with the wording of the articles they are responsible for to be submitted in the 1976 Annual Town Meeting Warrant, as she may review same with Town Counsel as soon as possible. The Board agreed to have the wording for each article they are responsible for ready for Mrs. Haines at the next Sel. Mtg.

Mrs. Haines advised the Board that Charles Costa, CETA Coordinator, will be leaving Chelmsford as of Feb. 16 and will be employed under the CETA Program in Lowell by Mario Alfano, as a manpower planner. On a motion by Mr. Murphy, seconded by Mr. Currier, it was voted two in favor, one opposed-Mr. Lovering, to notify Mr. Mario Alfano that his request of the transfer of Mr. Costa, next week, is not necessarily in consonance with our plans, and we would appreciate some time to evaluate this request. Mr. Currier suggested that we obtain the following information from Lowell, in writing: Can we replace Mr. Costa, should he leave; and, is this, in fact, a promotion for this man.

Mrs. Haines advised the Board that the Route 213 hearing will be held on Feb. 11 at St. John's Church in North Chelmsford, and on Feb. 12 a hearing will be held at NMAC in Lowell.

Unfinished Business

The Board agreed to hold on appointments until the full Board is present.

Mr. Murphy suggested that the Office should question any applicants interested in appointment on the Emerson Property Development Committee to insure that they have no financial interest in this property, or property adjacent to same. The Board agreed to have Mrs. Haines question said applicants.

Mr. Currier furnished each Board member with a copy of a proposed snowmobile questionnaire for the Board's perusal, and, if the Board has any suggestions, they can furnish same to Mr. Currier this week, and the Board may discuss same at mtg. on 2/17/76, and copies will be furnished to the press.

Budget Approvals

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the Town Forest Committee's budget in the amount of $200.

Mr. Currier moved the acceptance of the Building Inspector's budget as submitted, in the total amount of $57,729, there was no second on Mr. Currier's motion. Under discussion, Mr. Murphy moved that the Building Inspector's budget be changed as follows: Inspector's Salary: $15,975; Senior Clerk: $1; Transportation: $1,511; the Local Inspector will come under the CETA program - the following line items will remain the same: Inspector's Fees: $ .00; Vacation & Sickness: $1; Inspector's Expenses: $2,400; Out of Town Expenses: $250; the Chair stepped down to second Mr. Murphy's motion, which was voted two in favor; one opposed-Mr. Currier, to adopt the Building Inspector's budget as it is indicated above. Mr. Currier stated that as there is currently a tremendous job regarding the enforcement of the zoning bylaws, and the current local inspector is a CETA employee, he would go along with leaving him at $1 in the budget until the Board makes their decision regarding CETA. The second local inspector is not a CETA employee, and we do not have two local inspectors, we have one, and the necessity to have two building inspectors, due to Chapter 802, would be least expensive by having our own inspectors. The concept of using used Police cruisers for a Town office is a good move, and Mr. Currier feels that this is conceptionally very sound, and we could purchase gasoline for less money, because we could purchase non-tax gasoline. The $1,800 is for two vehicles, to put two men on the road, and $1,500 is what it currently costs to put one vehicle on the road. Mr. Currier feels that as far as transportation, and the additional inspector, it is necessary and he thinks that this Board should go on record as endorsing a second inspector - if we don't have it as a CETA employee, we should at least have provisions to fund it in our own budget. Mr. Lovering stated that he cannot consider a twenty-fold increase in expenditures, which total almost $60,000, and under no circumstances, should Mr. Lovering's vote be construed by Mr. Currier, or anyone, as not worrying about proper zoning, because his budget has been increased ten times since Mr. Lovering became a Board member. Mr. Lovering stated that he is somewhat convinced that if this vote were taken at another session of the Board perhaps this budget would be improved in a different fashion, and he is perfectly willing to wait until the full Board is present to discuss this, but, unfortunately, the Fin. Comm. will address this budget this week, and we have set up a procedure to review budgets before they are reviewed with the Fin. Comm., but Mr. Lovering wishes to be realistic in terms of some of the past comments of Sel. Hart & Sel. Palmer, because they do, in fact, support the proposal of the Bldg. Insp, in the main, Mr. Lovering feels.

Mr. Currier moved the acceptance of the Town Accountant's budget, and the Chair stepped down to second same for the purpose of discussion. Mr. Murphy stated, that in being consistant, if the Town Acct. is not going to put a salary increase for his clerks, in his budget request he has no right to put one in for himself. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to adopt the Accountant's budget as corrected, with the Salary of the Town Acct. as follows: $14,910.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to adopt the Fire Dept. budget in the total amount of $1,024,044, and the basic reason for the increase is the addition of 8 men, as well as maintenance costs associated with the new Fire Station in East Chelmsford.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:30 pm.

For the Board of Selectmen, by,

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held Feb. 17, 1976. Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy and Mr. Currier. Mr. Palmer was out of Town on business. Mrs. Haines was also present. Chairman Lovering called the meeting to order at 7:30 p.m.

On a motion by Mr. Hart, seconded by Mr. Currier, the Board unan. voted to hold on the Public Hearing for Central Square which must be conducted by the Historic District Commission until the Board sets up a date for same, and, get a written response from the H.D.C. concerning the project.

Paul Morash and Geoffrey Clements attended the meeting for their Boy Scout badges.

Mr. Lovering stated that we are continuing with our planning for the re-enactment of the 1776 Town Meeting. Mr. Raymond Day was present in Colonial attire and he requested the general public to attend the meeting on March 15. Mr. Lovering read the warrant for the meeting and a press release regarding same.

Minutes Approved

On a motion by Mr. Hart seconded by Mr. Murphy, it was unan. voted to approve the minutes of the Selectmen's meeting of Feb. 9, 1976.

Correspondence Summary

On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to adopt the Adm. Asst.'s recommendations on the Corres. Sum. and include same in minutes of meeting by reference.

Board Member Reports

Mr. Lovering informed the Board that he has decided to seek re-election to the Board of Selectmen.

Mr. Lovering stated that the first meeting has been held for the Local Growth Policy Committee. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to endorse a request for transfer for the L.G.P.C. in the amount of $250 to the Finance Committee, which would provide the services of a Clerk, as well as stationary, photocopies, etc. for the Committee.

Mr. Murphy gave a report on the Route 213 Meeting which was held in North Chelmsford last week, and he feels that there is much public opposition to Route 213.

Mr. Murphy informed the Board that he attended a meeting of the Local Governor's Advisory Board at which the 1977 budget was discussed, as well as local aid for communities and the need for tax reform. The communities can probably expect an 8 to 9 % decrease from last year's Cherry Sheet, which will probably be $1 on Chelmsford's tax rate. The group was also trying to petition for some relief for this-since the budget presented by the Gov. did not include Gen. Rev. Sharing receipts, it's highly likely that Federal Gen. Rev. Sharing will pass. The Advisory Board asked for a committment from the Governor to channel that additional thirty-five million dollars to the local communities for local aid and tax reform, and the Governor would not make that committment, and it's questionable that he will. The Governor did seem more favorably disposed regarding support of a Senate bill which basically establishes a program of municipal revenue sharing. The group chided the Governor for reneging on a promise he had made - he said before he would do anything which would impact local communities in terms of additional local costs, he would ask the Adv. Board for their opinion. He recently endorsed an expanded school breakfast program.

Mtg. with Capital Planning & Budgeting Committee

A meeting was held with the Capital Planning & Budgeting Committee. Members of the Committee present were Eugene Doody, CH, and John Balco. Mr. Doody presented each board member with a copy of the schedule of bonded debt from 1977 through 1997, which was discussed at this meeting. By 1990 the Town will be debt-free. The Board will furnish the Committee with information shortly re: capital items for this year's town meeting. Mr. Doody stated that he will, in the future, try to keep the Board informed of what projects the Committee is involved in on a frequent basis. Mr. Lovering suggested that perhaps in the front of the Town Meeting warrant, some type of information regarding capital improvement projects could be printed for the public to review; or this subject could be addressed at Town Meeting itself. Mr. Doody met with Robert Flynn, Town Planner re: grantsmanship, and will meet with him again. The Board will contact Mr. Doody re: the Town Meeting issue, in terms of presenting info to the public.

Mtg. with C.P. & B.C. continued

A meeting was held with Gerald O'Brien, of the Drum Hill Gulf Service Station, 33 Drum Hill Road, regarding his request for a Class II Used Car Dealer's License for five vehicles. No one was present in favor or opposed to this license. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to grant a Class II Auto Dealer's License to Mr. O'Brien, at the Drum Hill Gulf Service Station.

Mtg. with Gerald O'Brie re: Class II Auto Dealer's License at 33 Drum Hill Rd.

Mr. Murphy advised the Board that House Bill 474 was heard on Feb. 17 by the Committee on Counties. This is the bill which permits communities to designate someone other than the mayor or BOS to serve on the Advisory Board. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to forward a letter to the Comm. on Counties & to our representatives & senator indicating our support for house bill 474. The Adv. Board has been informed that there will be a three-week delay in presenting the county budget to the Adv. Board - said budget was due to be presented to the Adv. Board on April 15, but, due to printing it will be three weeks late. The hearings by the Adv. Board on the budget will be tentatively scheduled for March 2, and the Adv. Board is supposed to receive a copy of same within the next few weeks.

Board Member Reports - continued

Mr. Murphy informed the Board that HR 5247, which is an anti-recession bill, was vetoed by Pres. Ford last week, but it is expected that his veto will be overridden by Congress. Most representatives in this area have voted in favor of this bill. The bill is a local public capital investment act & it provides money for construction of new facilities, the renovation of existing facilities, demolition of facilities. There are guaranteed monies for any community whose unemployment is above the national average, as is Chelmsford's, and the dollar figure available is between one-hundred and two hundred thousand dollars. One of the requirements is that it is intended to stimulate the economy and get things under way. The Federal Government has sixty days to review applications then the community must start the project within ninety days. This community could use these funds for the Quessy School; East School; the Drop-In Center for the Elderly; addition for the library; salt shed; lighting; fire station in East Chelmsford; East Chelmsford Water District's new filtration plant, etc. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to request Robert Flynn, Town Planner, to research HR 5247 & be prepared to meet with the Board of Selectmen in approximately one month's time with some recommendations. The Bd. also requested that Mrs. Haines telephone Congressman Tsongas' office and advise him of the Board's interest in HR 5247 and the Board's support of same.

A meeting was held with Mrs. Carole E. St. Germain regarding Chelmsford's Blood Bank. Mrs. St. Germain represented the Chelmsford Blood Committee, which provides complete blood coverage for all residents of the Town of Chelmsford. The Blood Drives have now begun to cost the committee members money, and Mrs. St. Germain requested some monies from the Town for this worthwhile program, possibly $250 to start with this year. Mr. Lovering suggested that perhaps some help could be obtained from the Board of Health, Mrs. St. Germain stated that she does not think that the Board of Health could help the Committee, as Paul McCarthy, Vice-Chairman of the Committee and a member of the Board of Health, indicated that the Board of Health could not help the Committee, but, this will be looked into further. Mr. Hart suggested that an article could be included in the warrant for next year as a budget item. Mr. Lovering stated that the Committee could be

Mtg. with Mrs. Carole St. Germain re: Chelmsford's Blood Bank

Mtg. with Mrs. C.St.Germain re: Chelms. Blood Bank - continued

appointed by the Board of Selectmen, and they could request funds as do the other committees. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to correspond with the Board of Health, in writing, asking if they can offer any assistance to the Committee in terms of funding, and, if they cannot be of assistance, the BOS can go to the Finance Committee or to the Townspeople for funding, and, the Board will discuss this matter in two to three weeks as an agenda item.

Sel. Hart Chairs remainder of mtg.

Mr. Lovering had to leave the meeting at this point, as he had a family committment, and Vice-Chairman Hart chaired the remainder of the meeting. At 8:25 p.m. a five-minute recess was declared.

Mtg. with Industrial Dev. Comm. re: budget & membership

A meeting was held with the Industrial Development Commission re: membership, budget, and Chairman of same. Members of the Committee present were Mr. Richard Scott and Mr. David MacLachlan. Mr. James Harrington and Mr. Robert Sayers indicated to Mrs. Haines that they are not interested in serving on the Committee any longer. Mr. James Emanouil was not able to attend the meeting, but, he expressed his desire to continue serving on the Committee. Mr. Scott stated that presently, there is no Chairman of the Committee. Sel. Currier was a former member, and Chairman of the I.D.C. and informed the Board that there is a definite need for the Committee, even though the Committee, while he was a member of same, did not meet weekly. Mr. Currier stated that, with the economy situation as it is, there is very little industrial activity in Town now, and, the Committee felt that Chelmsford is interested in some very limited industry, but the residents as a whole are not interested in promoting industry in Town. On a motion by Mr. Murphy, seconded by Mr.Currier, it was unan. voted to ask the Committee members who have not attended this meeting, or not responded to the Board's previous inquiries, whether or not they are still interested in serving on this Committee; ask Mrs. Haines to look up the State law re: number of members to serve on the I.D.C; and discuss this subject in one month at a Board meeting.

Public Hearing re: change in premises at Princeton Lounge

A Public Hearing was held with Robert J. White, of the Princeton Lounge, regarding change in the premises from six to five rooms, at 147 Princeton St., No. Chelmsfor Mr. White presented the Board will all return receipt cards. The basic change is in the floor plan and a change in the location of the bar. There were no abutters present, and no one spoke in favor or opposed to this change in the premises. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to grant approval of this change in premises at the Princeton Lounge.

Unfinished Business

The Board agreed to hold on the following appointments until the full Board is present: Environmental Adv. Council; Emerson Property Development Committee; Veteran's Emergency Fund Committee.

Mrs. Haines interviewed applicants for the position of CETA Coordinator to replace Charles Costa. Her recommendation was Mr. Ralph House, 9 Cross Street, Chelmsford. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to appoint Mr. Ralph House as CETA Coordinator. Mrs. Haines interviewed for part-time secretary for the Selectmen's Office. Her recommendation was Mrs. Barbara Barlow, Five Dominic Drive, Chelmsford for this position. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to appoint Mrs. Barlow as part-time secretary in the Selectmen's Office, she will commence work on March 15.

The Board agreed to hold on the Snowmobile Questionnaire until the full Board is present.

The Board agreed to keep Technology Transfer on the agenda until we are matched up with a lab.

Unfinished Business continued

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve the Dept. of Public Works Study Committee's budget in the amount of $170.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the Dog Officer's budget in the amount of $13,961.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve the Civil Defense Budget in the amount of $7,050.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve the Gas Inspector's budget in the amount of $5,201.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to set the hours the polls are to be open on March 2 and April 5 as follows: 7 am to 8 pm, and to request the Tn.Clerk to keep records on number of persons utilizing the polls between these hours, providing that there are sufficient funds in the budget.

New Business

Mr. Murphy suggested that a letter be forwarded to the Fire Chief regarding recommendations for changing the name of Clover Hill Drive, as there are two beginnings of Clover Hill Drive and no middle of the street. In the past the Fire Dept. has had some recommendations where street names were similar, and they had requested name changes at Town Meeting, for safety and protection of the public. The Board agreed to request Mrs. Haines to contact the Fire Dept. for recommendations to re-name Clover Hill Drive for public protection.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:10 p.m.

For the Board of Selectmen, by,

Members Present

Regular Meeting of the Board of Selectmen held February 23, 1976. Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, and Mr. Palmer. Mr. Currier was out of Town on business. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 p.m. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to proclain March, 1976, as the Town of Chelmsford's Scholarship Fund Month. Bill Barrett was present at the Selectmen's Meeting for his Boy Scout Badge. Mr. Lovering announced the First Place and Second Place Winners of the Annual Town Report Cover. First Place Winner is Charles Marderosian and Second Place Winner is Eileen Cronin. Both persons will be invited to attend the next Selectmen's Meeting for formal presentation.

Minutes Approved

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to approve the minutes of the Selectmen's Meeting held Feb. 17, 1976.

Corres. Sum.

Item 7 - If this item were implemented, it would abolish a position under the CETA Program. The Board agreed to inquire this week on the transferability of this worker and schedule this matter for a vote on next week's agenda.

Item 19 - On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to amend the Adm. Asst's. recommendations as follows: prior to implementation of the recommendation, we will request the developer to obtain the plans and forward same to the Board of Selectmen for Ideal Ave.

Item 28 - On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to ask Highway Supt. Louis Rondeau to forward the Board more information and breakdown to substantiate his request for transfer from the Reserve Fund in the amount of $6,000.

Item 30 - Mr. Lovering advised the Board that he received a telephone call from Mr. Ripsom of the School Comm., re: the voting hours. Mr. Ripsom informed Mr.

Lovering that it would be very difficult to open the polling places at 7 am, in view of the fact that the busses are entering and exiting the school grounds at this time, and this would cause a tieup. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to, as a matter of policy, establish the voting hours for the Presidential Primary and Town Election (March 2 & April 5) from 8:00 am to 8:00 pm. The Board also established voting hours in the Town of Chelmsford for all elections, until the policy is changed, from 8:00 am to 8:00 pm.

Item 22 - Mr. Lovering stepped down from the Chair, to make the following motion to amend the Adm. Asst's. Recommendation as follows, which was seconded by Mr. Murphy: The BOS will advise Mr. Rondeau that the Board of Selectmen will help Mr. Rondeau in obtaining the services, and advertising for the position of a retired Town Engineer.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Summary, and include same in the minutes of the meeting by reference.

Bid Openings:
a) Bus Trans.
b) Ambulance
c) Hghy.Equip.
d) Police Cruisers
e) Cemetery Air Compressor
f) Rec. Comm. Equipment

The Board opened and read aloud Sealed Bids for the following: Bus Transportation-Marinel Trans, Chelmsford: $28,000 per year; Frederick Brown, Billerica: $51,300 (runs A & B) Ambulance-American Ambulance, Lowell: $60,000; Medic Bus Service, Inc.,Lowell: $68,900 and bid on Lowell/Chelmsford service - $8,000 1st year; $8,000 2nd year; $9,000 3rd year Highway Dept. Equipment: Dump Truck-Peirce's Ford World, Tewksbury: $13,403; H.J. Nassar Motor Co. Lawrence: $14,930; Taylor & Lloyd, Inc; Bedford: $16,346; Demers, Nashua: $15,000; V.&P. Truck Co., Methuen:$14,305 Truck Chassis-Nassar Motor Co: $11,030; Peirce's Ford World: $10,128; Taylor & Lloyd, Inc: $13,191; Demers, Inc: $11,600; V.&P.Truck Co: $10,505 Front End Loader-Whithier & Schmidt, Inc., No. Oxford: $37,892; Casey & Dupuis Equip. Corp., Watertown: $36,665; E.J. Bleiler Equip. Co., Hopkington: $46,500; State Equip. Corp., Burlington: $36,152; Larochelle Ford Tractor & Implement, Inc., No. Reading: $36,834; E.K. Willard, Inc., Leominster: $38,888; C.N. Wood, Watertown: $40,970 Pickup Truck-Peirce's Ford World: $3,800; Nassar Motor Co., Inc: $3,930; V.&P. Truck Co: $3,490 Sidewalk Snowplow-Timberland Machines, Inc., Chelmsford: $9,700 6 Police Cruisers-Colonial Chevrolet, Inc., Chelmsford: $22,756.20; Jim Witt Pontiac Corp., Lowell: $27,898; Lynnway Dodge, Inc., Lynn: $24,277 Cemetery Dept., Portable Rotary Air Compressor-I.R. Equipment, Southboro: $3,843; Clark-Wilcox, Co., Boston: $4,521.44; Field Machinery Co., Cambridge: $4,403; Files Equip. Co., Inc,Acton: $4,400 Recreation Commission-Baseball Athletic Equipment & Supplies (Little League, Senior League, C.Y.B.L.-The following companies bid on these items: Henry Leach Athletic Equip., Framingham; Musinsky's, Inc., Lynn; Everett Square Sporting Goods, Inc., Everett; Lull & Hartford, Lowell------On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to turn the bids over to the Purchasing Agent for his review & recommendation for award of bids.

Mtg. with E.A.C. re: Resource Recovery Report & MODCOM Incinerator System

A meeting was held with Mrs. Ina Greenblatt of the Environmental Advisory Council re: Resource Recovery Report and MODCOM Incinerator System. The Board agreed to invite members of the E.A.C. and Board of Health to visit the site of the MODCOM Incinerator System in Marlboro on a Saturday, in the near future, in order that this system may be viewed by all three parties to determine if Chelmsford could benefit from such a system in the future. Mr. Lovering suggested that perhaps Mr. Alexion & Mr. Morris could view the system prior to the BOS, BOH & EAC visit to same, to obtain some data regarding this system. The E.A.C. feels that the Town should take some action in the near future to insure that there is a place for trash. The MODCOM System would require 2 acres of land; is emission-free; cost per ton, allowing space for recyclables would be approx. $4 per ton; and the plant would take at least one year to construct. If the Public Works Bill ever gets back before Congress, perhaps funds could be obtained for this project. Mr. McCarthy, Mr. Dulchinos, and Mr. Morris of the BOH stated to the

Mtg. with EAC continued

Board that they feel that it would be worthwhile for the BOS, BOH & EAC to view the system in Marlboro. In other EAC business, the Board agreed to publicly thank DeMoulas & Purity Supreme for allowing the bins to be located in their parking lots. Mrs. Greenblatt informed the Board that the bins are being utilized now in both areas. The Board agreed to schedule for a vote at a later BOS meeting, a policy vote on all items in the EAC report. The Board agreed to request Mr. Rondeau to submit a list of dates for 1976 for the paper drive.

Mtg. with Willard Robert re: Taxi License Application

A meeting was held with Mr. Willard Roberts regarding issuance of a Taxi License in the Town for Bill's Taxi. Mr. Roberts stated that the taxi would be located in a central area of Town, and to start off his business, he would employ only one taxi in Chelmsford. He runs a taxi in Lowell, Bill's Taxi, which would service Chelmsford also. Mr. Roberts feels that there is a need for taxi service in Town. Mr. Lovering advised Mr. Roberts that at present, the Adm. Asst. is developing a report for the BOS re: taxi service in Chelmsford. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to await the results of Mrs. Haines' report to the BOS prior to taking an official vote on Mr. Roberts' request for issuance of a Taxi License in Chelmsford. Said report will be discussed at a Sel. Mtg. in approx. 2 to 3 weeks. Mr. Roberts stated that he will forward a fee schedule to Mrs. Haines this week.

Board Reports

Mr. Murphy informed the Board that the Middlesex County Advisory Board will be reviewing the Middlesex County Budget on March 2 and March 6 in Concord, MA.

Adm. Asst. Reports

Mrs. Haines requested a transfer from the Reserve Fund in the amount of $3,825 to be transferred to the Public Buildings Account-Repairs, Equipment & Expenses; and requested a transfer from the Reserve Fund in the amount of $2,000 to be transferred to the Selectmen's Dept. Account-Photo Copy Machine. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve both of the above requests for transfer.

Mrs. Haines reminded the Board of a Work Session scheduled for Feb. 24 at 7pm with the Labor Relations Advisor re: Police Negotiations.

Unfinished Business

The Board agreed to hold on Appointments until the full Board is present.

The Board agreed to hold on the Snowmobile Questionnaire until next week's mtg.

The Board is in receipt of a letter from the Council on Aging re: use of the Upham Building at the M.C.T.S. by the Council on Aging. The Council voted unan. to support the Town's Com.Dev. Application for funds to restore the Old South Row Schoolhouse, and, until a decision re: this application is reached, the COA wishes to hold further disposition in abeyance, as they do not feel that the location is suitable. The Board agreed to advise Mr. Myles Mahoney, in writing, of this decision by the COA.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to approve the Cons. Comm. budget in the amount of $23,800, with the stipulation that the Cons. Comm. will go into greater detail on the Crystal Lake portion of the budget, as it is separate and distinct.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to approve the Rec. Comm. budget in the amount of $130,859. The Board agreed to take the CETA positions out of their original request in the amount of $141,559, ($5,300-CETA director, part-time; $5,400 CETA custodians).

The Board agreed to request input from Towns surrounding Lowell re: how many CETA employees the individual Towns have absorbed themselves. This may be obtained via the Towns themselves, and from the Lowell CETA Consortium.

Unfinished Business continued

In terms of the Supt., Adm. Asst. & Senior Clerk in the Highway Dept. budget, the 7% increase was computed in their budget figures. These salaries should revert to last year's figures, as the raises will be voted at Town Meeting. The existing current year approp. column, though it is accurate, appears misleading, because it does not include transfers from Town Meeting, the real figure to be compared is more in the vicinity of $1,114,000. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to approve the Highway Dept. budget with the understanding that the Supt., Adm. Asst. & Clerk salaries will be so noted for the percentage raise when agreed upon, and those salaries will revert to last year's figures. When corresponding with the Fin. Comm., we should indicate to the Fin.Comm. that the area of equipment maintenance - mechanic, is still being worked on by the Board, and if there is a revised position, the Board will advise them of said position, as Mr. Lovering intends to meet with Chief Reid, Chief Germann & Louis Rondeau to discuss these items.

The Board discussed the possibility of submitting an article in the Annual Town Meeting Warrant to change Town Elections back to Saturdays. Mr. Hart stated that he had discussed this briefly with the Town Clerk. Schools are closed on Saturdays, and that would omit the traffic problem at the polls, but, on the other hand, this would cause an added expense to the Town (Police, & Highway Depts). The Bd. agreed to request an analysis from the Town Clerk re: the above, and invite the Town Clerk to attend the next Sel. Mtg. to discuss this matter, and her financial analysis of same.

Mr. Murphy stated that the Board had requested, some time ago, a survey of the lighting at the Varney Playground and the Forefather's Cemetery from Mass. Electric Co., and to date, we have not received said survey. Mr. Murphy requested that another note requesting the above be forwarded to M.E.C.

Mr. Lovering stated that he has received some input from residents re: the proposed closing of Fort Devens. On a motion by Mr. Lovering, who stepped down from the Chair to make the motion, seconded by Mr. Murphy, it was unan. voted to request an economic impact statement be generated by our Senators & Congressman before any action is taken by the Executive Branch on the closing of Ft. Devens.

Mr. Lovering informed the Board that he had received a telephone call from Atty. Eno inviting the BOS to attend the celebration of Lowell's 150 years. The event is scheduled for next Monday at 8 PM at the Memorial Auditorium, and all Board Members are invited to participate. As this is the night of the Selectmen's Meeting, the Board agreed to open their Meeting next week at 7:00 PM, and, on a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to advise Mr. Eno, via telephone on 2/24, that Chairman Lovering will attend the celebration at 8pm, and the other Board members will follow at the conclusion of the Selectmen's meeting.

The Board agreed to correspond with the Rec. Comm. regarding a request in their budget for $2,000 which is to be used in conjunction with the Art Society's Festival. The Board agreed to request that the Rec. Comm. advise them of what these funds will be used for, and when the decision regarding this item was reached by the Rec. Comm. & the Art Society. The Board further agreed to request this info regarding all items of this type in the Rec.Budget, i.e., Eastern Mass. League; Northeast Baseball; Girls' Softball, etc.

Meeting Adjourned

On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:30 P.M. For the Board of Selectmen, by

Jurors Drawn

Jurors drawn by Sel. Palmer 2/23/76: Lowell - Kenneth W. Boczar, 11 Kiberd Drive; Michelle Bennett, 25 Cathy Road; Cambridge - Edward K. Deibert, 134 Boston Road; Edward D. Ciampa, 26 Marinel Avenue.

Members Present

Regular Meeting of the Board of Selectmen held March 1, 1976. Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, and Mr. Palmer. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:00 P.M. Mr. Currier joined the meeting in progress at 7:05 P.M. The meeting started one-half hour earlier, as the 150th Celebration of the founding of the City of Lowell is being held at the Lowell Auditorium this evening. Chairman Lovering will leave to attend these festivities at 7:45 P.M. and the Board will join him after the meeting.

Proclamations

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to declare March 12 as Coffee day for crippled children. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to proclaim the week of March 7 - 13 as Girl Scout Week in the Town of Chelmsford.

1975 Town Report Cover Contest Awards

Chairman Lovering announced the winners of First Prize and Second Prize for the 1975 Annual Town Report Cover. First Prize was awarded to Charles Marderosian, 10 Buckman Drive, for his collage; and Second Prize was awarded to Eileen Cronin, 288 Littleton Road, for her logo of the Chelmsford Eagle. Mr. Marderosian's collage will appear on the cover of the 1975 Annual Town Report, and Ms. Cronin's logo will appear inside of the back cover. Other entrants were: Rene LaRouche; Marianne O'Connor; Kathleen Goodhue; Peter Reynolds; and Bonita Towle. Chairman Lovering presented Mr. Marderosian with a bond and Ms. Cronin with a Town of Chelmsford pin, and the other entrants with a certificate.

Minutes Approved

On a motion by Mr. Hart, seconded by Mr. Currier, it was unan. voted to adopt the minutes of the Selectmen's Meeting held February 23, 1976, as corrected.

Corres.Sum.

Item 2 - Mr. Murphy stated that he feels that Mr. Landry has not dealt in good faith with the Town of Chelmsford, as unregistered vehicles have been on the property, and the 3 stipulations which the owner agreed to meet have not been met to date.

Item 6 - Mr. Murphy wanted to clarify the fact that the only legal action which should occur is that which deals directly with the portion of fence which exists on Town property.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Sum. and include same in the minutes of the meeting by reference.

Board Member Reports

Mr. Murphy reported on the Mid-Year Legislative Conference held on Feb. 28 at the State House, sponsored for the first time by all 5 municipal orgainzations: Sel. Assoc; League of Cities & Towns; Mayors' Assoc; Managers' Assoc; and the Assoc. of Town Finance Committees. Four resolutions were unan. adopted & will be delivered to the Governor & the leadership of the State Legislature and on other matters to the Mass. Congressional delegation. Mr. Murphy presented the resolution for the speedy Congressional reenactment of federal general revenue sharing as it currently operates without substantial bureaucratic interference which Congress is currently contemplating. A resolution supporting the continued operation of Fort Devens as a resource to assist all local communities in the Northeast in cases of natural disasters such as floods, tornados, etc. was spontaneously offered and adopted by the Conference and received immediate enthusiastic support from Sen. Edward Kennedy. Resolutions calling for a state commitment to pledge Fed. Gen. Rev. Sharing funds ($35 Million dollars) to local aid to make up for the reduction in state aid contained in the Gov.'s budget and a call for the repeal of compulsory & binding arbitration were also unan. adopted. The afternoon sessions were devoted to seminars & mtgs. of various Selectmen's Assoc. Committees. Mr. Murphy represented Chelmsford at the Large Towns Committee at the request of Mr. Currier.

Board Member Reports

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to foward a letter from Commissioner John Calhoun of the Dept. of Youth Services to Judge Elliot Cowdrey at the Lowell District Court, which concerns proposed legislation of the Merrimack Valley Selectmens' Assoc. regarding creative sentencing and symbolic or community restitution by youthful offenders. The letter should indicate that we have received a response from Commsnr. Calhoun, and we would appreciate comments from Judge Cowdrey.

Chairman Lovering read a letter received from the Ayer Board of Selectmen, requesting that Mr. Lovering lead a delegation of his constituents to attend a Ft. Devens Forum to be conducted at Ayer Junior-Senior High School on March 6 at 1 pm to discuss the latest efforts of State & Congressional leaders to provide the impending closure of Ft. Devens. Chairman Lovering asked that anyone in the Town who wishes to be part of a Chelmsford delegation call the Selectmen's Office this week and leave his or her name here, and a group will leave from the Town Hall on Saturday at 12 Noon to attend the Forum. Mr. Lovering asked that the press indicate this in their reports on the meeting.

Mr. Murphy received a telephone call last week from Jim Ford of Storch Engineers asking if the Board had reached any decision on the proposed plan submitted by Storch 2 months ago. Two items should be addressed: parking (peak hour parking) restriction during only a portion of the day, i.e. 4 - 6 pm, and will the Storch Plan permit that; pedestrian crosswalk - lights, etc., at the Center of Town. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to request that Storch forward the Board input regarding the two items mentioned above.

Unfinished Business Appointments

Mr. Murphy placed the name of Gene Roberts of 75 High Street in nomination to be appointed to the E.A.C. The Board unan. voted to appoint Mr. Roberts to the E.A.C.

The Board had previously voted to establish an Emerson Property Development Committee which would be composed of seven members: 1 with civil engineering or arthitectural experience; 1 with construction experience; 1 representing the Hist. Dist. Comm or the Cons. Comm; with the Police Chief, Fire Chief, Bldg. Insp. and Adm. Asst. acting as Ex-Officio members. Applications were received from the following persons for appointment on the E.P.D.C: Claude Harvey; Ralph House; Dr. L.R. Currie; John Arenstam, Esquire; Frank Siraco; Janet Lombard; Richard Lahue, in addition to the Ex-Officio members. All of the above persons were asked if they had any financial interest in the Emerson Property or property adjacent to it, and Dr. Currie stated that he has financial interest in the bank adjacent to the property and Atty. Arenstam stated that as of April 1 he will have 20% minority interest in Lil Peach, other applicants have no interest, financially, in the property or property adjacent to the Emerson property. Mr. Hart made an amended motion to include all those persons who applied for appointment to be included in the membership of the committee, which was seconded by Mr. Currier. Under discussion, Mr. Murphy stated that any nomination is subject to a check of the State Law re: Conflict of Interest. Mr. Lovering stated that the issue in question is not the nomination of members; but, rather, the question of expanding or not expanding the amount of members for the Committee. The Board unan. voted to expand the list of applicants for the Committee as moved by Mr. Hart & seconded by Mr. Currier previously. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to move the above appointments, subject to confirmation by Town Counsel that no statutory Conflict of Interest exists, to the E.P.D.C. Mr. Hart moved to appoint Janet Lombard as Chairman Pro-Tem of the E.P.D.C, which was unan. voted by the Board.

Mr. Murphy moved to appoint Dr. Albert Willis, 15 Crosby Lane and Melvin DeJager, Four Harvey Road, as members of the Veterans' Emergency Fund Committee, in accordance with recommendations rec'd from Alfred Coburn, Chairman of same. The Bd. unan. voted to appoint the above persons to the V.E.F.C.

Unfinished Business

Mr. Currier stated that as he has not received any additional input from any Board member re: Snowmobile Questionnaire, he assumes that same is acceptable to the Board. Mr. Murphy suggested that a question be added at the end of the questionnaire, asking if the person filling out the questionnaire owns or operates a snowmobile. Mr. Lovering stated that the Committee which was formed in the past did not come up with recommendations re: trailbikes, and Mr. Currier suggested that perhaps the word "trailbikes" could be inserted in a questionnaire similar to the snowmobile questionnaire, by merely replacing the word 'snowmobile' with the word 'trailbike' and see if we can get a consensus of opinion, and send a copy of same to each member who was on that committee (Snowmobile/Trailmobile Committee), and send a copy to all other committees or Town organizations which have control of land in Town, and then hold a meeting with all parties concerned. In the original motion, it was suggested to give the questionnaire to the press, and to each committee in Town which owns land or has control over land; and encourage input from the committees, as well as individuals, within a 30 day period, which would be April 1. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to implement the above regarding the questionnaires.

At this point in time, Mr. Lovering advised the Board that he would be momentarily departing to attend the Sesquicentennial Celebrations in Lowell, and Mr. Hart would chair the remainder of the meeting. On a motion by Mr. Hart, seconded by Mr. Palmer, it was unan. voted that Mr. Lovering, on behalf of the Board of Selectmen, would congratulate the City of Lowell, formally, on their Sesquicentennial Celebration and wish them well in the future.

The Board agreed to forward a letter of congratulations to each member of the Chelmsford High School Wrestling Team as State Champions and also the Basketball Team who advanced at least through one round in the State Basketball Tournament.

Bid Opening: Police & Fire Ins. Policies (Accident)

Sealed Bids were opened and read aloud for Police & Fire Accident Policies. They were read as follows: Fred C. Church, Inc; Roger Welch Insurance; Bernardin Insurance. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take these bids under advisement.

The Board received input from the Chairman of the Sewer Commission re: Technology Transfer, and, this type of technology in the area of liquid waste systems may be applicable in many cities and towns. Mr. Murphy stated that he will bring up this subject at the next meeting when the Towns get back together to discuss same.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Hghy. Dept. transfer in the amount of $2,500 to be transferred to the Road Machinery Account and forward said approval to the Fin. Comm.

Budgets

Last week the Board assumed that the expenses of the East School were included in their overall budget item; and we withdrew CETA employees from that budget. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Rec. Budget, as corrected, in the amount of $136,259. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to remove the CETA employees(custodians) from the East School budget, and to approve the East School budget in the amount of $8,848.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to remove the positions of Development Officer and Procurement Specialist from the Sel. Dept. Budget, and to approve the revised budget for the Sel.Dept. in the amount of $50,588.

Budgets Continued

Mrs. Haines advised the Board that the $35,000 that was set up for a new heating system and boiler has not been included in the Public Buildings Budget. The Bd. agreed to hold on the heating system until we know what direction we will look to regarding relocation of offices in the Town Hall. When Sel. Hart, Palmer and Lovering visited the Quessy School last Saturday, the Youth Center requested $7,500 for building maintenance at the Quessy School. The Board members who visited the building felt that only the following items were of necessity at the present time for the building: Fire Extinguishers (8); Emergency Interior Lighting; and Panic Bars on the Exit Doors. These items total $2,000. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to include the above-mentioned items which total $2,000, in the Pub. Bldgs. Budget. On a motion by Mr. Murphy, seconded by Mr. Palmer, in was unan. voted to approve the Pub. Bldgs. Budget in the total amount of $46,849.

Public Hearing Street Acceptance - Cranberry Ln.

A Public Hearing was held on the Street Acceptance of Cranberry Lane. All Return Receipts were received and all abutters were notified. Mr. Hart read a letter rec'd. from the Hghy. Supt, as follows: Street completed, bond released. Mr. Hart asked if any abutters from Cranberry Lane were present in favor of the acceptance. Mr. Joseph Greco, One Cranberry Lane and Mr. John Barry, Three Cranberry Lane were present in favor of the acceptance. A storm drain exists at the end of the street, which the **contractor should attempt to correct** before the street is accepted, in good faith. No one was present to oppose the acceptance of Cranberry Lane. Mr. Earl Burdette, Park Road, informed the Board that a piece of pipe, approx. 327 feet, which is an extension of a pipe located on Park Road, which connects with a pipe on Cranberry Lane which runs out onto Mr. Burdette's property, is causing a drainage problem on his property. There is no easement on this property. Mr. Burdette stated that he feels that Cranberry Lane might be located on private property, or a portion of it may be on private property, belonging to a Mr. McHugh. This will have to be clarified by Town Counsel. Mr. Burdette stated that Mr. Rondeau is aware that the drainage pipe is on his property with no easement. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to take the acceptance of Cranberry Lane under advisement, until such time as the developer can be contacted regarding the above-mentioned problems.

Public Hearing Street Acceptance - Livery Road Extension

A Public Hearing was held on the Street Acceptance of Livery Road Extension. All Return Receipts were received and all abutters were notified. Mr. Hart read the following report rec'd. from the Highway Supt. re: L.R.E: Street completed. Bond released. There is a water problem at #12 Livery Rd. Water is flowing through a section of a stone well which is causing an ice build-up at the end of the turn around and is undermining the shoulder of the roadway. I tried to check this water problem with the residents at #12 L.R., but no one was home at the time. I talked with the neighbors and they informed me that a pipe drains water to the stone wall causing this problem. Mr. Hart asked if anyone was present to speak in favor or opposition to this street acceptance. Col. Nelson, 14 Livery Rd. Ext. stated that a catch basin is needed to alleviate the drainage problem which exists near his property. Mrs. Shirley Schwartz, 12 Livery Rd. Ext. stated that there is a constant flow of water on the side of her driveway when snow and ice melts. Mrs. Schwartz feels that if a catch basin is installed the problem would be alleviated. Mr. Hennessy is the builder. Two cul-de-sacs exist on Livery Road Ext., but there are no complaints from the residents regarding same. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to take the acceptance of Livery Road Ext. under advisement.

At this point in time the Chair declared a five-minute recess. The meeting reconvened at 8:45 P.M.

Budgets Continued

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Street Lighting budget in the amount of $74,000.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Elections budget in the amount of $19,300.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve the Board of Registrars budget in the amound of $14,505.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Hydrant Service budget in the amount of $52,640.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the Town & Finance Committee Report budget in the amount of $10,000.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the Town Clock budget in the amount of $550.

The Board is presently reviewing the Ambulance Service budget, (two bids rec'd.) and will vote on this budget at a later date.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve the Lowell Mental Health budget in the amount of $8,695.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve the Veteran Pension Claims budget in the amount of $4,586.

The Board agreed to hold on the Bus Transportation budget until a later date, pending receipt of bids.

On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to approve the Northern Middlesex Area Commission budget in the amount of $8,592.

New Business

Mr. Murphy asked when the Historic District Comm. budget would be reviewed by the Board. Mrs. Haines advised him that it will be reviewed next week. Mrs. Haines advised Mr. Murphy that the Police Dept. budget has already been voted on.

Mr. Murphy advised the Board that when the Gas Inspector's budget was voted on by the Board previously, only $1,250 was deducted from the Inspector's Salary, and Mr. Murphy's intention was to deduct $2,500 (not $1,250) from the Inspector's Salary, when the Board reviewed this budget on Feb. 17, 1976. Mr. Murphy moved to modify the Budget amount in keeping with the Board's vote taken previously. The Board agreed to await the Finance Committee's deliberations on the Gas Inspector's budget prior to further discussion of modifying same.

Mr. Hart asked that Robert Flynn, Town Planner, advise him immediately of any information received from Mr. Tsaffaris, regarding Central Square, in order that a report may be furnished to the Board regarding same.

Mr. Murphy asked what the status on the lights at the Chelmsford Mall is. Mrs. Haines advised him that Emmons, Fleming & Bienvenu is working on this project, and a report on same is expected within the next month.

Mr. Murphy asked when the drainage work session, which was postponed a few weeks ago, will be re-scheduled. Mrs. Haines advised him that it will be re-scheduled next week.

The Board agreed to hold on discussion of Civil Service hearing & procedings against Officer Norman Wellington until next week when the full Board is present. This item will be placed on next week's agenda.

New Business Continued

Mr. Currier advised the Board that he received a telephone call regarding the condition of the fence between the Town Hall and the Brow home on North Road. The fence has fallen down in various places due to snowplowing of the driveway of the Town Hall. Mr. Currier requested that we inquire of the Highway Dept. as to whether or not the fence is on Town property, if so, we should repair it; and if it is not on Town property, we should ask Town Counsel how we should go about correcting the problem, as this would be an insurance claim against the Town.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to award Officer Edgar Auger with a day off with pay and a commendation from the Board of Selectmen for his outstanding efforts to save the life of James Kasilowski. A letter was received from William Kasilowski on behalf of Mr. Kasilowski's family, commending Officer Auger for his professionalism and the family's appreciation for Officer Auger's response and efforts to save the life of James Kasilowski.

Mr. Hart acknowledged the presence of several Scouts from Troop 74. They were: Stephen and David Iseler, William Griffin and John Jordan.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:05 P.M.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held March 8, 1976. Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, Mr. Palmer, and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 P.M.

Board members presented members of a Volunteer group who worked with Exceptional Children throughout the summer at Camp Paul, in association with a program sponsored by the Recreation Commission. Certificates were presented to the following: Mrs. Philip St. Germain; Janet Couturier; Emil Breton; Daniel Fisher; Carol Crafts; Nancy Crafts; Linda O'Neill; Cheryl Martin; Matthew Fisher; Mary McEvoy; Karen Dendy, Marion Perry; Wm. Lafferty and Cliff Breton. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to send a copy of the minutes of the Selectmen's Meeting to each volunteer who received a Certificate of Achievement.

Minutes Adopted

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Selectmen's Meeting of March 1, 1976.

Corres. Summary

Item 1 - Board discussion: On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to forward a letter to the School Committee and Dr. Rivard, requesting that the School Committee, Dr. Rivard and the Board of Selectmen meet at the North Town Hall on a Saturday to view the North Town Hall and discuss future plans for the Building; and request a financial statement from the School Committee re: costs for relocating from the North Town Hall & securing new quarters for the School Administration.
Item 24 - The Board agreed to ask Mr. Parlee when the agreement was made between the Town & Mr. Parlee which allows Mr. Parlee to farm the Sheehan property.

Item 36 - Mr. Murphy expressed his congratulations to the Auxiliary Police Dept. for their participation in an Emergency Preparedness exercise with St. Mary's Scout Troop 77.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Administrative Assistant's Recommendations on the Corres. Sum. and include same in the minutes of the meeting by reference.

Mtg. with Rec. Comm.

A meeting was held with William Dempster of the Rec. Comm. re:Budget Information re: the Chelmsford Art Society. Mr. Dempster stated that the Rec. Comm. had

Mtg. with Rec.Comm. re: budget (Art Festival)

contacted the Art Society to determine the costs of running an Art Festival, as the Art Society had sponsored several in the past. The Rec. Comm. would like to pursue the possibility of sponsoring a summer arts festival. As far as it being a line item in their budget, it is a dead issue. There is a mutually beneficial relationship between the Art Society and the Rec. Comm. The Art Society provided the Rec.Comm. with input as to costs of running the art festival.

Board Member Reports

Mr. Lovering reported on the forum held last Saturday at Fort Devens in Ayer, which was attended by many state and local officials, as well as Gov. Dukakis. Approx. 1,000 persons attended and many persons who spoke feel that Ft. Devens, can, on the merits, stand on its own two feet, some of the cost data seems to support that facility as being less costly than some of the alternatives being discussed.

Mr. Lovering has had two meetings with the Police Chief re: reorganization of the Chelmsford Police Dept. One of the mtgs. was with the Sergeants to get their thoughts. One of the problems is how to man the various patrols - the roles of the Sergeants and overtime. There is a possibility of maintaining the number of Sergeants at seven and creating two Lieutenants' positions. Some time is being spent re: the subject of job descriptions.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to advise the Finance Committee that the Board of Selectmen has agreed to transfer the sum of $250 for clerical help for the Local Growth Policy Committee to the Sel.'s Budget Account.

Mtg. with D.P.W. Study Comm. re: Report

A meeting was held with members of the D.P.W. Study Committee re: Report. Members of the Comm. present were Mr. Gerald Silver, Ms. Barbara Langworthy, and Ms. Joan Schenk. The Board congratulated the Committee on a job well done on the report which the Committee submitted on Dec. 31, 1975, regarding the need for a D.P.W. in the Town. The Committee feels that a D.P.W. will be needed in the Town within the next three to five years. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to authorize the Committee to continue its research in the area of formation of and need of a D.P.W. The Board agreed that the report should be provided to each Dept. head, and that perhaps one copy could circulate from Department Head to Department Head, in order that it may be reviewed by all parties concerned. The Board agreed to authorize Robert Flynn, Town Planner, to help the Committee in soliciting funds for the Committee. Two resignations have been received from Committee members, and the Board agreed to advertise the vacancies and schedule the appointments on the agenda in two to three weeks.

A five-minute recess was held. The meeting reconvened at 8:35 p.m.

New Business Continued

Mr. Hart furnished the Board with a letter received from the Town Planner re: Central Square and progress made to date with Mr. Tsaffaris re: funding. Several alternatives were presented to the Board, which the Board will review during the week, and one of the options presented will be selected by the Board at their next meeting on March 22.

Mtg. with Pers.Bd. & Youth Center re: Wage Rate Policy for Youth Center

A meeting was held with the Personnel Board and the Youth Center re: Wage Rate Policy for the Youth Center. Mr. David McLachlan and Ms. Marion McCready were present from the Pers. Bd. Mr. Gary Wolcott and Mr. Norman Douglas were present representing the Youth Center. The Youth Center representatives indicated that the wages they proposed were to be on merit increases on an 8% step increase. The Pers. Bd. agreed that the various steps of increases should be included in the Pers. Bylaw. The Pers. Bd. will meet with the Youth Center this Wednesday to discuss this matter further, and report back to the BOS.

Boy Scouts Present

Three Boy Scouts were present at the meeting. They were Brian Johansen; Michael Johansen, and Kenneth Johansen.

Mtg. with Town Clerk re: Saturday Elections

A meeting was held with Mary E. St. Hilaire, Town Clerk, re: Saturday Town Elections & Financial Analysis of same. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to present an article at Town Meeting recommending that elections be held the first Saturday in April, and the polls open from 10 AM to 8 PM. The Town Meeting date would therefore, have to be established for the week following the election. The Board agreed to alert the Police Chief that the Town Clerk may have a need to utilize a Police Cruiser on the day of election for transportation of the absentee ballots to polling places.

Board Member Reports

Mr. Murphy placed corres. re: Technology grants in the reading folder for review by the Board.

Mr. Lovering advised the Board that in addition to the letter of commendation rec'd. by Chief Germann from the family of James Kasilowski regarding Officer Edgar Auger's professional assistance in trying to save the life of James Kasilowski, a letter was forwarded to Chief Frederick Reid of the Fire Dept. regarding the professionalism of Firemen Paul Hayes, Ronald Johnson and William Cady in this same matter. Chief Reid has indicated to Mrs. Haines that he disapproves of giving these men a day off with pay, because he feels that any assistance they offered was in the line of duty. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to give these 3 members of the Fire Dept. a day off with pay for their efforts in trying to save Mr. Kasilowski's life. The Board agreed that they must be consistant in their actions, and, they therefore voted to reward the firemen with a day off with pay. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to ask Dept. Heads to forward all letters of commendation to the Board of Selectmen for their review.

Unfinished Business

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to approve the Historic District Commission's budget request in the amount of $750. The Board agreed to delete the $250 requested for aerial photography, as the Cons. Comm. will be photographing the Town aerially, and the H.D.C. can review the photography conducted for the Cons. Comm.

Mr. Lovering advised that Police Negotiations were held this past week and negotiations will be held in the near future regarding same.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to approve the Police Dept. budget request in the amount of $907,769, fully realizing that this figure will change, as collective bargaining will have a severe impact on same.

The Board set the hearing date re: Officer Norman Wellington, for March 18, 1976, at 7:30 P.M.

New Business

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to allow the Irish Flag to fly in the Center on March 17, 1976, on the Common. A request for permission to fly the Irish Flag was rec'd. from Mr. & Mrs. Francis Casserly.

Mr. Murphy advised the Board that the two old tanks at the Robert's Property are being replaced by three new tanks, and the total number of gallons stored on the premises will remain identical. The Fire Chief has approved this change in number of tanks.

On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to congratulate Eddie Johnson Tri-Captain of the Chelmsford High School Wrestling Squad, on his 30 wins, no losses record.

New Business Continued

The Board agreed that, as a matter of policy, an open invitation would be extended to the Administrative Assistant to accompany the Board when they view sites in Town for inspections, etc., which may occur on a Saturday.

Mr. Lovering advised the Board of a drainage problem which exists at Four Colonial Drive, which is of a serious nature. The Board agreed to request the Town Engineer and Highway Supt. to view this site as soon as possible and forward a report back to the Board on same, with recommendations to alleviate this problem.

Meeting Adjourned

On a motion by Mr. Murphy, seconded by Mr. Hart, the Board unan. voted to adjourn the meeting. The meeting adjourned at 9:45 P.M.

For the Board of Selectmen, by

Members Present

Regular Meeting of the Board of Selectmen held March 22, 1976. Members present were: Mr. Lovering, Mr. Hart, Mr. Murphy, and Mr. Palmer. Mr. Currier was detained but joined the meeting in progress at 8:05 p.m. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 P.M.

Minutes Adopted

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Selectmen's Meeting held March 8, as corrected.

Corres. Sum.

Item 29 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to defer any action on item 29 until the Board has time to review House Bill 3160, same will be placed on the corres. sum. next week, re: Blue Cross/Blue Shield.

Presentation of Key from Chateauguay, Quebec, to BOS from Chelms.Hockey Assoc.

Several members of the Chelmsford Hockey Association were present to present a plaque received from Mayor Philippe Bonneau, of Chateauguay, Quebec, Canada, to the Board of Selectmen. The Chelms. Hockey Assoc. and the team from Chateauguay are sponsoring an exchange program. The boys from Chelmsford were in Canada a week ago and the boys from Canada will be in Chelmsford next weekend. The entire Board was invited by the Hockey Assoc. to attend a number of games starting on Saturday morning at 9:00 am at Skate 3.

Corres.Sum. Continued

Item 47 - Mrs. Haines advised the Board that she wished to amend the dollar figure for the transfer from the Reserve Fund for the Town Clock to $30. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to amend the dollar figure for the Request to $30.

Item 49 - Mrs. Haines advised the Board that she wished to amend the dollar figure for the transfer from the Reserve Fund for the Crystal Lake Dam Construction to $19,415.20. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to amend the dollar figure for the Request to $19,415.20.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Adm. Asst.'s. recommendations on the Corres. Sum. as amended, and include same in minutes of meeting by reference.

Bid Openings: van for COA; tractor for Park Dept; town line monuments

At 7:45 bids were opened and read aloud for the following items: Van for Council on Aging; Tractor for the Park Dept; Town Line Monuments. As only one bid was received for the van, the Board agreed to ask the Purchasing Agent to re-solicit bids for same. Bids for the tractor were as follows: Stephen Berecz Co., Inc: $6,280; Padula Bros., Inc: $6,081.75; Sleeper Equip. Co: $7,000 (D250); $4,900 (446); $6,280 (200D); B & G Power Equip; $6,579; H.A. Zwicker, Inc: $6,246.95; Nashco Sales Inc: $5,525; E.K. Willard, Inc: $6,700. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to refer all bids to the Purchasing Agent.

Bid Openings-continued - town line monuments

Bids for the Town Line Monuments were as follows: Barretto Granite Corp: $2,150; H.E. Fletcher Co: $1,975; Guilmette Bros.Corp: $2,009. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to refer all bids to the Purchasing Agent.

Two Boy Scouts were present: Chris Eckelkarp; Thomas Safford.

Board Reports

Mr. Lovering read a letter received from Mrs. Doris T. Mahoney, Director of the Comm. of Mass. Dept. of Public Welfare in Chelmsford. The letter is in relation of the proposed plan to consolidate the Chelmsford Welfare office to Billerica. The letter stated that the consolidation of the Chelmsford Office with Billerica would cause hardship, inconvenience and difficulty to present recipients as well as potential recipients due to the lack of transportation. Mrs. Mahoney requested that a letter be forwarded to the Regional Coordinator of the Welfare Program re: this proposed action. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to go on record with the Dept. of Public Welfare indicating that the Board is opposed to this transfer.

Mr. Murphy presented the original score of the Town Song by Ralph Funaro, to the Board for hanging in the office.

Mr. Murphy visited the Youth Center before the meeting and brought a tee-shirt with the Town Monument on it for the Board's view. The Youth Center will put the logo on tee-shirts for no charge.

Mr. Murphy informed the Board that the Governor's budget this year calls for a reduction in local aid of close to 60 million dollars. The Gov. has been asked on 2 occasions to consider funneling in any money that comes from Fed. Rev.Sharing right on to the cities and towns to make up that deficiency. The dollar figure estimated for Chelmsford is an addition of $3 or $4 on the tax rate. The Gov. has not changed his position. He did agree to work with Lieut. Gov. O'Neil to get the public works bill passed. There was a question as to whether the budget would survive, in terms of the Legislature re: local aid. The Legislature may cut it further. On a motion by Mr. Murphy, seconded by Mr. Hart, it was unan. voted to advise our reps. and senators that we are unhappy that the local aid has been cut by the Gov., and we would like to make sure that no further cuts are made by the Legislature.- we are unhappy with the current cut and would be most unhappy with any further cuts.

Mr. Murphy advised the Bd. that the Local Gov. Adv. Board has had assistance from the Canton area to look over making home rule more meaningful. Two bills are being filed this year - one to define what a charter is, and one to define the local acceptance of State bills as an optional charter.

Mr. Murphy advised the Bd. that Mayor Matthews of Newburyport has advised that he is getting a migration from people from the State of NH re: Chapter 766, trying to take the benefits of the State law. He suggested that some consideration should be given to a residence requirement (perhaps for one year) before someone would be able to participate in Chapter 766. The Dept. of Community Affairs is conducting a survey to determine what the impact of Chapter 766 has been in terms of migration. The Chelms. School Comm. is experiencing an inter-migration. They have 2 sizeable expensive cases involving people who used to live in Lexington & Concord, and have received an $18,000 prescription, who have since migrated to Chelmsford to take advantage of our tax rate. Mr. Lovering suggested that the Town of Ayer be included in the analysis because a migration of service people are trying to take advantage of Chapt. 766 as well.

Unfinished Business Continued

Mr. Murphy moved the appointment of Richard Russell, Three Mansfield Drive, to the Dept. of Public Works Study Committee. The Board unan. voted to appoint Mr. Russell to the committee.

Mr. Hart received an application Thursday evening, which he showed to the Board re: appointment of Ms. Jan Bonica, 49 Clarissa Rd, to the Local Growth Policy Committee. Mr. Lovering read a letter received from the Town Planner, stating that he had certain reservations re: more appointments to this committee. Mr. Hart moved the appointment of Ms. Bonica. The Board unan. voted to appoint Ms. Bonica to the L.G.P.C.

The Board agreed to hold on any action on the Police Dept. Rules & Regulations received from the Mass. Police Institute until we receive comments from **Chief Germann** on same. Also, the Board forwarded a set of the proposed Rules & Regulations to the Union for their review, and the Bd. would like to have agreement by the Union on the Rules & Regulations. We would like to expedite answers on same from all parties concerned.

Mr. Currier indicated to Mr. Lovering that he wished to hold off on a report on the Personnel Board Sub-Committee, until a second meeting is held on same. The Board agreed to hold on same.

Mr. Lovering stated that the Board held a Work Session last Thursday evening, and the 1976 Annual Town Meeting Warrant is ready for signature this evening and will be posted tomorrow morning. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to sign the 1976 Annual Election Warrant. Mr. Currier arrived at the meeting at this point in time.

New Business

Mr. Murphy advised the Board that recent amendments to the State Building Code are in the Sel. Reading Folder. Some requirements re: inspections, have been dropped, and it appears that the State is beginning to realize that daily inspections do not make sense anymore, and perhaps the Board could go over inspection fees when the revised inspection data is reviewed by the Board. Mr. Lovering clarified a point on the license fees set by the Board this past year. The Bd. had agreed to re-examine the fees in June of 1976.

Mr. Palmer stated that this past Saturday, Mr. Hart, Mr. Currier and he were on a local radio station talk program, and they did receive a request from a resident to have stop signs at the new High School. On a motion by Mr. Palmer, seconded by Mr. Hart, it was unan. voted to request recommendations from the Safety Officer at the Chelms. Police Dept. for stop signs at this location (i.e. if legal stop signs could be erected in this area, and if not, what rights would the Board have in erecting some type of stop sign or light which would be legal); and to forward a letter to the School Committee, who would in turn refer the matter to the Principal, asking for enforcement of the signs in that area.

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to present two keys to the Town, for the two successive weeks that our visitors from Canada visit the Community, re: Exchange Program between the Chelmsford Hockey Assoc. & the team from Chateauguay, Quebec, Canada.

Mr. Lovering informed the Board that Nancy Cease, et al, members of the Explorer Club of the Boy Scouts, have made no contact with personnel at the M.C.T.S. regarding their proposed jamboree which was scheduled to be held on the M.C.T.S. grounds on April 19-23. Mr. Murphy stated that he had heard that the event had been cancelled. The Board agreed to ask Mrs. Haines to contact Ms. Cease immediately, regarding plans for this jamboree, and contacting of personnel at the Training School if the jamboree will, in fact, be conducted.

Mr. Lovering advised the Board that the Town of Chelmsford could possibly have use of the pool at the M.C.T.S., which would include all of the maintenance costs

New Business Continued

of the pool, insurance, etc. Lifeguards are not included, but the Town of Chelmsford could absorb the cost of hiring lifeguards in the summer, and all other costs would be borne by other parties. The Board agreed to ask the Rec. Comm. to investigate this project, and advise the Board of their disposition on same.

5-Minute Recess

The Chair declared a five-minute recess at this point in time, and called the meeting back to order at 8:35 P.M.

Discussion re: Central Square

A discussion was held re: Central Square. Mr. Hart read a letter received from the Chelms. Bus. Assoc. stating that the Assoc. feels that alternate #4 is the most reasonable solution to the problem in Central Sq. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to conduct a feasibility study; and a narrative re: same will be prepared for the Board's review.

Mtg. re: 208 Wastewater Management--NMAC

A meeting was held with Mr. Michael DeGiano, representing Mr. Joseph Hannon, Director of the NMAC, re: 208 Wastewater Management Planning Grant from the E.P.A. Mr. Paul McCarthy was present representing the Board of Health; Mr. Matthew Doyle and Mr. Thoedore Rapallo represented the Sewer Commission. Mr. DeGiano acquainted the Board, through an outline, with the seven basic plan elements in the two-year study, and opened his presentation to questions from the Board and from the floor. Mr. Lovering advised Mr. DeGiano that the minutes of the Drainage Meeting held several months ago with many depts., committees and commissions in Town would be of assistance to NMAC, and when same are completed, NMAC will be furnished with a copy. Mr. Lovering stated that the Board is not prepared tonight, to give him comments on identification of wastewater problems, and the Board will try to work on something more definitive for Mr. DeGiano and NMAC. NMAC will receive more specifics from the Board re: areas the BOS would like to see studied in Town.

Temp. Asst. Dog Officer

Mr. Lovering stated that during the open meeting with residents (which runs from 7-7:30 PM) Frank Wojtas, Dog Officer, informed the Board of the resignation of Cheryl Constantine, Asst. Dog Officer. Mr. Wojtas requested that his wife, Mrs. Stacia Wojtas, be appointed as Temporary Asst. Dog Officer. She has been serving in this capacity for the past three weeks. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to request the Adm. Asst. to prepare a request for transfer for the Board's review at the next meeting and to appoint Mrs. Wojtas as Temporary Asst. Dog Officer, retroactive to March 1, 1976.

Meeting Adjourned

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting at 9:20 P.M.

For the Board of Selectmen, by

Jurors Drawn

Jurors drawn on March 22, 1976, by Sel. Thomas A. Palmer, Jr:
Arthur I. Butler, 8 Lantern Lane & Richard T. Dronseiko, 19 Hitchinpost Road - both for Lowell District Court on May 3, 1976
Luise Wadsworth, 279 Mill Road & Cecelia Ferreira, 39 Marshall Street - both for Cambridge Superior Court

Members Present

Regular Meeting of the Board of Selectmen held March 29, 1976. Members present were: Mr. Lovering; Mr. Hart; Mr. Murphy; Mr. Palmer and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 P.M.

A photograph was taken for publicity purposes re: the first showing of Chelmsford's Bicentennial Quilt. Mrs. Betty McCarthy and Mrs. Weeks were present representing the Old Chelmsford Garrison House Association. The Quilt showing will take place on April 6-7, 1976, at the Elks Hall in Chelmsford.

Martin Kelly attended the meeting for his Communication Badge for the Boy Scouts. Mr. Lovering presented him with a certificate certifying his attendance at the mtg.

Any resident in the Town of Chelmsford may pick up a bumper sticker re: Chelmsford's celebration of the Bicentennial on July 3, 4, and 5, 1976, in the Town Clerk's office. These stickers are the efforts of the Bicentennial Comm. and the Fourth of July Committee.

Minutes Approved

On a motion by Mr. Hart, seconded by Murphy, it was unan. voted to approve the minutes of the Selectmen's Meeting held on March 22, 1976, as corrected.

Corres.Sum.

The Adm. Asst's. Recommendations on the Corres. Summary on Items 7, 8, and 9, should read "Vote to appoint." On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Summary and include same in the minutes of the meeting by reference. Items 28 & 30 were Board Discussion -
Item 28 - The Board agreed to keep a very limited agenda re: Special Town Meeting within the Annual Town Meeting this May, and add the article requested for inclusion in the S.T.M. Warrant re: term of office for Planning Board members submitted by the Planning Board to this warrant.

Item 30 - The Board agreed to consider one or two additional appointments to the Emerson Property Development Committee in a matter of weeks.

Mr. Hart reported that the narrative which will be forwarded to Mr. Tsaffaris re: Central Square is completed and is awaiting the Board's signature tonight and will be signed and forwarded to Mr. Tsaffaris tomorrow morning and the press may pick up copies of same.

Board Member Reports

Mr. Murphy reported that the Budget Committee of the M.C.A.B. will meet this Friday in Mayor Mann's Office re: finalization of recommendations on the Middlesex County Budget for the upcoming year. At a subsequent meeting, the budget will be heard by the Committee on Counties on April 6.

Adm. Asst. Report

Mrs. Haines reported that last week the Dog Officer was involved in an auto accident and the estimate for repairs is $421. Mrs. Haines requested that the Board approve a transfer in the amount of $98.95 to the Fin. Comm. On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to request a transfer in the amount of $98.95 to cover the costs of the necessary repairs to the vehicle.

Dept. Head Reports

Each Board member received a copy of a letter received from Ralph House, CETA Coordinator, re: establishment of priority positions under the CETA program. The Board agreed to review the corres. and schedule same for a vote on next week's meeting agenda.

Unfinished Business

The Board agreed to contact those persons whom had originally applied for appointment to the DPW Study Committee (Mrs. JoAnne Kelch, John Gravell, Robert Sheridan, and Steve Harvey) to determine if they are still interested in serving on same, and the Bd. will vote on an appointment to fill the vacancy on same at their next meeting.

New Business

Mr. Lovering stated that as this is the last meeting of the 1975-76 Board, he wanted to thank the Board for their support during the past year. Mr. Murphy shared Mr. Lovering's feelings and also thanked the Board for their support.

Mrs. Haines informed the Board that a letter was received in the office on this date indicating that the Historic Trail Jamboree had cancelled the activities which were to be held at the M.C.T.S.

Mr. Murphy inquired as to when the State Audit would be received by the Board. Mrs. Haines advised him that the audit would probably not be received by the BOS for at least six months.

New Business Continued

The Board agreed to hold on the screening of applicants for Part-time Town Engineer until the next Selectmen's Meeting so that the Chairman can appoint a sub-committee to screen applicants.

Mr. Murphy asked when the Purchasing Manual would be completed for Board review. Mr. Alexion advised him that it is being typed now.

Mr. Murphy advised the Board that the Fin. Comm. had been presented with a combined budget from the Inspection Departments. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to ask the Inspection Departments to submit a copy of their revised budget, which they presented to the Fin.Comm., to the Board.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to invite the Personnel Board to attend a Selectmen's meeting for the purpose of discussing their recommendation for increase (salary). Mr. Murphy had been informed that the Personnel Board was recommending a 7% increase for some departments, and a 7.1% increase for other departments.

Bid Opening Sidewalks - Groton & North Roads

At 7:45 PM bids were opened and read aloud for sidewalks for North Road and for Groton Road. They were as follows: North Road - J. Tropeano & Sons, Inc. - $67,385; Gaudet & Co - $79,342.50; E.J. Incollingo - $79,240; Geo. Brox, Inc. - $78,212; J. Walsh & Sons, Inc. - $70,001.50; Santonelli Construction - $66,103; Wm. E. Belleville - $120,450; LiDonni, Inc. - $74,851; J. Barisano & Sons - $88,685; L. Quinn Co. - $79,743.50 Groton Road - Gaudet & Co: $12,739; Incollingo - $13,646.50; Brox - $12,352.90; Tropeano - $12,055.15; Walsh - $11,755; Santorelli - $11,860; Belleville - $21,134; LiDonni - $12,832; Barisano - $15,221; Quinn - $15,096.60 On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to take the bids under advisement and refer same to the Purchasing Agent.

Board Reports Continued

Mr. Palmer advised the Board of vandalism (breaking of windows, property damage) which occured last Friday night at the Youth Center at the Quessy School. Mr. Palmer had received a telephone call from a resident in the area, Mr. Conway, whose treehouse had been torn down and whose yard was rampaged by youths. Chief Germann stated that all the youths involved were juveniles, approx. 15-16 years old. Mr. Palmer further stated that a fire was set at the Quessy School but it did not do much damage. The neighbors are fearful of the situation at the Quessy School. Chief Germann furnished the Bd. with reports on the incident and pictures of the damage. Upon the suggestion of Mr. Palmer, the Board agreed to request a written report from the Police Chief (which the Bd. received tonight from Chief Germann), Fire Chief and from the Youth Center Adv. Comm., and after the reports are received, a meeting will be scheduled

Mr. Currier read the following notice which was printed in the Lowell Sun over this past weekend: City of Lowell, MA Legal Notice - The Zoning Bd. of Appeals will hold public hearings on Tues., April 13, 1976, in the Mayor's Reception Room 2nd floor, City Hall, Lowell, MA commencing at7:30 PM concerning requests for Variances and Special Permits to be heard in the following order: 1-5 listed - 6) C. Emmett Byrne for a Variance to use premises for the storage of motor vehicles at the Easterly Terminus of Highland Park Avenue (Adj. to Route 3)." Mr. Currier stated that this is near the Bowl Rd. area. On a motion by Mr. Currier, seconded by Mr. Hart, it was unan. voted to have the Chairman appoint a representative of the Board to attend the hearing on April 13 and to have the representative present a letter signed by the Board which states that the Board is against the storage of motor vehicles at the Easterly Terminus of Highland Park Ave., adjacent to Rte. 3., and a copy of said corres. will be forwarded directly to the Lowell Zoning Board of Appeals. The Board agreed to notify the residents of the date and time of the hearing.

New Business Continued

Mr. Palmer informed the Board that motorists in the Vinal Square area do not stop for the red and yellow light, which would permit people to cross the street. The Board agreed to request a report from the Safety Officer with recommendations to enforce the red & yellow lights.

Tom Borden, Chelmsford's Lowell Sun correspondent, advised the Board that starting next week he will no longer cover the Chelmsford area and thanked the Board for all their help in the past. On behalf of the Board, Mr. Lovering wished Mr. Borden luck in his new assignment. Doug Cumming will be Chelmsford's new correspondent.

Executive Session

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to go into Executive Session at 8:25 PM to discuss the Wellington Hearing.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 8:55 PM.

For the Board of Selectmen, by

Bonita Towle

Reorganization Meeting

Reorganization Meeting of the Board of Selectmen held April 6, 1976.

Members Present

Members present were: Mr. Lovering; Mr. Hart; Mr. Murphy; Mr. Palmer and Mr. Currier. Mrs. Haines was also present. Mr. Lovering, Chairman, called the meeting to order at 7:30 P.M.

Mr. Lovering breifly commented on his appreciation for having been re-elected to the Board. On behalf of the Town and the Board, Mr. Lovering welcomed back Mr. Murphy. Mr. Murphy stated that he shared Mr. Lovering's feelings and appreciated being re-elected.

Proclamation re: Central Congregational Church - 100 years

On a motion by Mr. Hart, seconded by Mr. Murphy, it was unan. voted to proclaim April 13, 1976, as the 100th celebration of the anniversary of the Central Congregational Church. Mr. Lovering, on behalf of the Board, extended his best wishes to the members of the congregation. A photograph was taken of two members of the Congregational Church and Selectmen Lovering, Hart, and Murphy.

Chairman Elected

Vice-Chairman Elected

At this point in time, Mr. Lovering entertained motions for nominations for Chairman of the Board of Selectmen. Mr. Currier placed the name of Paul C.Hart in nomination. Mr. Palmer seconded Mr. Currier's nomination of Mr. Hart as Chairman. Mr. Hart was unanimously elected as Chairman of the Board of Selectmen. Mr. Hart stated that he hoped that he could be as good a Chairman in the coming year, as Mr. Lovering had been in the past year as Chairman. Mr. Hart thanked the Board members for this honor. Mr. Hart entertained motions for nominations for Vice-Chairman of the Board of Selectmen. Mr. Palmer placed the name of Philip L. Currier in nomination. Mr. Lovering seconded Mr. Palmer's nomination of Mr. Currier as Vice-Chairman. Mr. Currier was unanimously elected as Vice-Chairman of the Board of Selectmen.

Clerk Elected

Mr. Hart entertained motions for nominations for Clerk of the Board of Selectmen. Mr. Murphy placed the name of Thomas A. Palmer, Jr., in nomination. Mr. Lovering seconded Mr. Murphy's nomination of Mr. Palmer as Clerk. Mr. Palmer was unanimously elected as Clerk of the Board of Selectmen.

Minutes Approved

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the minutes of the Selectmen's Meeting held on March 29, 1976. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the minutes of the Executive Session held on March 29, 1976.

Corres. Sum.

Item 15 - Board discussion - re: stop signs at the egress of new high school. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to go through the process of making the driveways that enter the school accepted streets and correspond with our Supt. of Schools to have some rules and regulations set up in the high school for students and staff which would somehow restrict traffic on the road or enforce the stop signs by school rules and regulations. Under discussion, Mr. Palmer suggested that we ask the Police Dept. to have an officer at the high school when school is getting out. Mr. Currier amended his previous motion to include this request.

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Sum. and include same in the minutes of the meeting by reference.

Town Counsel Report re: Elio DiBiase

Mr. Hart read the following report received from Town Counsel re: Town of Chelmsford et al vs. Elio DiBiase et al/Elio DiBiase et al vs. Town of Chelmsford et al - The Supreme Judicial Court has affirmed Judge Brogna's favorable findings in the above matters. Justice Braucher wrote the opinion, a copy of which is enclosed. He accepted in its entirety the Town's argument that historically the land in question was considered a prime site for conservation purposes and ratified the good faith of the taking. Town Counsel was present at the meeting and stated that this is not the end of the matter.

Adm. Asst. Reports

Mrs. Haines informed the Board that the meeting with the School Committee and Dr. Rivard to tour the North Town Hall will take place on Saturday, April 10 at 11:00 AM.

Mrs. Haines furnished the Board members with a copy of the fact-finders report re: Fire Dept. negotiations. A meeting was scheduled for April 14 at 7:30 PM to discuss the report.

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to request a transfer from the Reserve Fund in the amount of $275 to have the Town Clock repaired and forward same to the Fin. Comm. for their disposition.

Bid Opening - Police Prof. Liability Insurance

Sealed Bids were opened and read aloud for Police Professional Liability Insurance. They were as follows: James J. Campbell Insurance Agency - cost per employee: $75 per class A employee, $37.50 per class C employee; Roger Welch Insurance: total quote - $4,622.10; Roy T. Johnson: total quote - $5,223.92; Caddell & Byers Insurance Agency: $62.62 per paid full or part-time employee. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take all bids under advisement and refer same to the Purchasing Agent for his recommendation for bid award.

Unfinished Business

The Board agreed to hold for one week re: appointments to D.P.W. Study Comm.

The Chair appointed Selectmen Palmer and Lovering to serve on the sub-committee re: Town Engineer.

The Board agreed to hold until the next Selectmen's Meeting to appoint a representative of the Board to attend the Bowl Road hearing on April 13.

Doug Cumming introduced himself as the new correspondent from the Lowell Sun to cover the Chelmsford area.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 7:50 PM.

For the Board of Selectmen, by

Bonita Towle

Hearing - Norman Wellington

A Public Hearing was held by the Board of Selectmen on April 8, 1976, on allegations that Officer Norman Wellington threw an explosive device onto the property of Jean-Paul J. Gravell at 89 High Street, Chelmsford, MA on June 10, 1975. Attorney David Berman appeared on behalf of the employee, Norman Wellington; and Attorney Clement McCarthy appeared on behalf of the Town. At the request of the employee, the hearing was held in Open Session. (see transcript).

Move to go into Executive Session.

At the conclusion of deliberations, Mr. Lovering moved to go into Executive Session to discuss the material which the Board heard this evening. Mr. Palmer seconded his motion. The roll call on this vote was as follows: Mr. Currier-Aye; Mr. Palmer-Aye; Mr. Murphy-Aye; Mr. Lovering-Aye; Mr. Hart-Aye. The Board unanimously voted to go into Executive Session.

Reconvene to Open Session

Upon reconvening into Open Session, Mr. Hart read the following statement issued by the Board: The Board of Selectmen, after hearing all the evidence, has determined unanimously that just cause exists for your suspension and has determined that you shall be suspended for a period of sixty (60) days. Formal notice of this suspension will be given to you within the period referred to in the agreement to extend signed by you, your counsel, and counsel for the appointing authority.

Meeting Adjourned

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:37 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held April 12, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:35 PM.

A photograph was taken of Selectman Paul Hart with Mr. Frank Coyle of the Chelmsford Colonial Soccer Team. It is the beginning of the soccer season and a certificate was presented to the team from the Board.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Selectmen's Meeting held April 6, 1976, as corrected.

Correspondence Summary

Item 5 - Mr. Currier suggested that both bidders on the "Ambulance Service" be requested to attend a Selectmen's Meeting to discuss their bids. The Board agreed to this.

Item 9 - Mr. Currier requested that he be permitted to meet with a rep. of the Rec. Comm. and present all data he has obtained re: proposed use of the pool at the M.C.T.S. by the Rec. Comm. The Board agreed to put this subject on the agenda for the next meeting.

Item 12 - Mr. Murphy informed the Board that no further action is required on this item - stocking of Crystal Lake.

Item 11 - On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to request further information from Mr. Molton, Admin., Mass. Fair Share, before this organization solicits in the Town.

Item 16 - Mr. Currier informed the Board that the word 'vendors' in the Adm. Asst's. Recommendation (P.A. to notify vendors that purchase orders are required for all the Dept's. under the jurisdiction of the BOS), should be changed to ...Committees and Dept. Heads.

Corres. Sum. Continued

Item 34 - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to forward a priority letter to the Mass. Sel. Assoc. asking for their support in lobbying efforts they might be able to give us re: HB 3007 -reimbursement in full to cities & towns for certain mandated programs.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the Adm. Asst.'s. Recommendations as amended and to include same in minutes of meeting by reference.

Board Member Reports

Mr. Currier reported that on April 1 he testified before the House Judiciary Committee on the Bill which we filed through our representative, HB 1326, alternative sentencing for youthful offenders. There were several bills which are very similar, they are: HB 3062, HB 1362 and HB 4169, which all may be combined in one Committee Bill. Senate Bill 625 assigns parent responsibility, and if passed, parents will be required to report to the probation officer with their child. Mr. Currier will keep the Board informed of the status of these bills.

Mr. Murphy reported on Local Governor's Advisory Committee meeting held last week with the leadership of the House and Senate, Senate Pres. Harrington and House Speaker McGee re: municipal legislation. Mr. Harrington suggested that some municipal organizations would identify two or three major issues they would like action on each year and meet with the leadership prior to the established session. He also indicated that the State House is no longer for mandated programs, and he indicated that they are looking around for restoration of local aid. Mr.Harrington also stated that their practice in the future will be that if an issue is complex, they intend to pass legislation and have the administrative regulations subject to approval of the Legislature.

Mr. Hart reported that the Board and Mrs. Haines toured the School Administration Bld. with the School Comm. & Dr. Rivard last Saturday. The Board will discuss this further under new business.

Adm. Asst. Reports

Mrs. Haines informed the Board that the 1975 Town Reports are available at the Fire Stations in Town and will be available at Town Meeting.

Mrs. Haines reminded the Board that there is a meeting scheduled for Tuesday evening with the School Committee and School Bldg. Comm. and the Board and the Fin. Comm. at 7:30 PM at the High School.

Mrs. Haines informed the Board that on Wednesday there is a meeting with the Labor Relations Advisors re: Fire Dept. Factfinder's Report at 7:30 PM.

Mrs. Haines stated that the first meeting of the Emerson Property Development Committee will take place on Wednesday.

Dept. Head Reports

Mr. Hart advised the Board that Mr. Rondeau has advised him that he would like to discuss employment and summer employment and his finances from now until July. The Board agreed to meet with Mr. Rondeau at 7:30 PM this Thursday to discuss same.

Unfinished Business

The Board agreed to hold on an appointment to the Dept. of Public Works Study Comm. Mr. Jean-Paul Gravell has indicated that he wishes to be appointed, but if another committee or sub-committee is formed, he would decline his appointment to the D.P.W.S.C. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to hold on this appointment.

Mr. Lovering volunteered to represent the Board at the hearing on Bowl Road, scheduled for April 13.

Unfinished Business Continued

On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to go on record with the M.S.A. and M.L.C.&T. as being in favor of the intent of the Legislation to regulate the hospital costs to protect the tax rate re: HB 3160-Health Insurance.

New Business

Mr. Hart felt that we should have a change in our procedure as to how we handle the Press Relations, and presented to the Board his idea on this subject. He stated that if different members of the Board were assigned to handle any questions of the press, and a schedule was set up for the Board and Press to follow, it would alleviate any problems the press might have in contacting Board members and give the Press the opportunity to contact Board members. The Board agreed to try this policy for one month to determine the effectiveness of same and get the opinion of the Press on same.

Mtg. with Police & Fire Chiefs, YCAC re: events of March 26, 1976 at the Quessy School

A meeting was held with the Youth Center Advisory Committee, Police Chief Germann and Fire Chief Reid re: events of March 26 at the Youth Center at the Quessy School. Many neighbors were present who were opposed to the Youth Center at the Quessy School. They were: Mr. & Mrs. Joseph Marcotte, 48 School Street; Mr. Robert Conway, 44 School Street; Jack Cryan, 47 School Street; Mr. Joseph Lynch, who could not be present, was also opposed. Persons in favor of the Youth Center at the Quessy School were: Mrs. Joanne Weisman, a member of the Y.C.A.C; Mr. & Mrs. Wendell Luke, 36 School Street, and Mrs. Gordon Bruce, who could not be present. Mrs. Anna Hadley stated that she has no problems with the Youth Center, but, if she was bothered with some of the problems which neighbors of the school are, she might have different feelings towards the Youth Center. Many residents of the immediate area are concerned about their property, as well as their childrens' welfare. Mr. Currier stated that as soon as a problem arises at the Youth Center, the Police should be contacted. Chief Germann stated that there was a vandalism problem in the area before the Youth Center moved over to School Street. Mr. Halvar Peterson stated that he thought that the Town should concentrate on developing the Youth Center at the McFarlin School, rather than at the Quessy School. Melvin Peterson, CH of the YCAC stated that the Committee is very concerned with the neighbors in the area. He informed the Board that before the Youth Center occupied the Quessy School, there was vandalism and damage to the school. On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to place this subject on the agenda under Unfinished Business for discussion, in order that the Board may set up a Work Session to discuss same. Mr. Currier further requested that the Police Dept. advise the Board immediately of any incidents which occur and action taken at the Youth Center. Mr. Marcotte will be advised of any input the Board receives regarding this matter and will be the representative of the neighborhood. Mr. Lovering stated that alcoholism is not only a problem in the area of the Quessy School, but it is a community problem among the youth in Town. The Board agreed to take the matter under advisement and possibly resolve same at the next meeting.

Mtg. with C. Standing-Chelms.Arco re: Class II License

A meeting was held with Mr. Clifford Standing of Chelmsford Arco, 189 Chelmsford Street, who applied for a Class II Auto Dealer's License to sell two cars on the premises. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to grant the license to Mr. Standing.

Mtg. with Pers.Bd. members not present

The Personnel Board was not present for a scheduled meeting with the Board, but a memo was received from the Personnel Board indicating that they will support a 7% increase for all employees of the Town under the jurisdiction of Article 2A, which also includes some exceptions to the 7% increase for some employees.

Police Dept. Rules & Regs. by MPI

The Police Dept. Rules & Regulations, submitted by the Mass. Police Institute, Parts One and Two were discussed by the Board and Chief Germann. The Board requested more information from the Chief on several items in the Rules & Regulations, such as moonlighting; 'established departmental procedure' within the Tn; 'standards determined by the Chief'; the officer does not promise to comply with

Police Dept. R & R - continued

the Rules & Regulations; Chief Germann was asked to inquire of the other Towns as to whether or not they have anything in their Rules & Regulations re: disciplinary actions or penalties; Mr. Murphy would like to see monthly reports from the Chief, and rather than the individual reports, he would like summarized reports of accidents, etc., submitted by the Chief, with the officer's reports attached for information; the Bd. would like to have an org. chart in the R & R; Chief Germann stated that he would telephone the MPI and request that Part III be forwarded to the BOS as soon as possible. The Board stated that when they have reviewed the entire report and are satisfied with same, they will transmit same to the Union, formally, for their review and comments. Mr. Lovering stated that when we get Part III, he would like to see a Master List of all the policies that are in use in the State, which are not in our Manual. The Board agreed to place this item on the Agenda for the next meeting.

New Business Continued

Mr. Hart stated that with the large number of buildings in Town which the Bd. has responsibility for, he would like to see the BOS conduct a periodic inspection of buildings at least twice a year, and meet with different departments on their home ground so that members of the Board can be made aware of what types of equipment is being used by our employees, etc. A Saturday would be best to visit the Police and Fire Depts., but the Highway Dept. would have to be visited on a weekday.

Mr. Currier suggested that perhaps some organization in Town would like to print a booklet for the Senior Citizens in Town, containing the names of places where Senior Citizens may obtain discounts.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request Chief Germann to provide traffic supervision at the Little League ball field during their upcoming two-month season.

Mr. Lovering received a telephone call from a person in the Dept. of Corporations & Taxation. Apparently there is a company called Silicon Transistor, located on Katrina Drive, that is thinking of expansion, but they are encountering a problem with water pressure. The Board agreed to forward a letter to the Water District Commissioners indicating that the Bd. is supportive of industry in Town, and, if it is appropriate, we would appreciate anything they could do to help the company alleviate this problem.

Mr. Murphy will attend a meeting on April 28 at 7:30 PM at NVTHS re: data processing.

Mr. Hart stated that the North Town Hall is being utilized in a very effective manner by the School Dept. and School Administration. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to allow the School Administration to use the North Town Hall for a five-year period, and at the end of four years, the School Adm. will advise the BOS of their future plans for same, in order that the Board may have a year's time to determine the disposition of the building at the end of the fifth year. Mr. Lovering stated that the public should be advised of the savings in dollars and cents related to the use of this building by the School Administration.

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting was adjourned at 10:00 PM.

For the Board of Selectmen, by

Joint Mtg: BOS; School Bldg.Comm; Fin.Comm; School Comm.

Joint Meeting of the Board of Selectmen; School Committee; School Building Committee and Finance Committee held April 13, 1976, at Chelmsford High School. Members present were: Mr. Hart; Mr. Palmer; Mr. Murphy; Mr. Currier arrived at 8:30 PM. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:55 PM.

Mr. Hart stated that the Finance Committee and the School Committee had requested that the Board of Selectmen call this meeting and moderate same, in order that there may be an exchange of ideas, specific suggestions relative to the purchase of equipment and furnishings for the new high school.

Mr. Hart then turned the meeting over to Chairman Reynolds of the School Comm. Mr. Reynolds made a presentation regarding school needs as outlined in the memorandum dated April 13, 1976.

Lengthy discussion and questions followed.

Mr. Schenk suggested that a sub-committee consisting of one member of the School Comm., and one member of the Fin. Comm. be appointed by the respective Chairmen which would meet on Thursday, 4/15/76 at 7:30 to discuss the needs & report back to the Fin. Comm., School Comm., and School Bldg. Comm.on Tuesday, April 20 at 7:30 PM with recommendations, which was agreed upon by the three Committees. The meeting will take place at the Town Hall. Mr. Reynolds announced that at the conclusion of the meeting there would be a tour of the High School facility. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the mtg. The meeting was adjourned at 9:10 PM.

Meeting Adjourned

For the Board of Selectmen, by

Evelyn M. Haines

Special Mtg: re: Factfinders Report - FIRE

Special Meeting of the Board of Selectmen held April 14, 1976, to discuss factfinders recommendations for the International Association of Firefighters. Members present were: Mr. Hart; Mr. Palmer; Mr. Currier; Mr. Robert Crowe, Labor Relations Advisor; Mrs. Haines was also present. Mr. Murphy arrived at 7:55 PM. Mr. Hart, Chairman, called the meeting to order at 7:40 PM.

Exec. Session

Mr. Currier moved to go into Executive Session to discuss the factfinders report. Mr. Palmer seconded his motion. The Roll Call on the vote was as follows: Mr. Currier-Aye; Mr. Palmer-Aye; Mr. Hart-Aye.

Upon reconvening into Open Session, on a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to adjourn the meeting. The meeting adjourned at 8:45 PM.

Meeting Adjourned

For the Board of Selectmen, by

Evelyn M. Haines

Members Present

Regular Meeting of the Board of Selectmen held April 20, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Murphy. Mr. Palmer was on vacation and Mr. Lovering was detained on business, but joined the meeting in progress at 8 PM. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the following Selectmen's Meeting: April 8 - Transcript - Wellington Hearing; April 8 - Executive Session(Wellington); April 12 - Regular Meeting; April 13 - Special Meeting; April 14 - Special Meeting; April 14 - Executive Session.

Highway & Cemetery Dept. Contracts - Official Signing

The Highway Department and Cemetery Department contracts were officially signed by both parties and a photograph was taken of the signing.

Corres. Sum.

Item 2 - Mr. Murphy inquired as to whether or not the Board would be viewing the 1802 School House, and Mrs. Haines explained that there would be an official dedication of the School House as well as the Town Clock.

Item 4 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to reject the recommendation of the Highway Supt. and apply the money to construction of sidewalks on Groton Road & North Road.

Item 21 - On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to amend the Adm. Asst's. recommendation to read as follows: Accept letter - place on file.

Item 33 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve installation of a street light on Pole #18 on Jordan Street conditional upon survey by Rene LaRouche.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Adm. Asst's. recommendations on the Corres. Summary and include same in the minutes of the meeting by reference.

Bid Openings Van for COA & Front End Loader

At 7:45 PM bids were opened for the Council on Aging Van and the Front End Loader. Bids were as follows: Van: Wilmington Sales, Inc. - $6,133; Jim Peirce's Ford World - $4,947; Shawsheen Motor Mart, Inc. - $4,296; Bus and Bodies - 4 bids - $9,295; $9,295; $9,895; $9,895; Jim Witt Pontiac - $8,748, trade in - $4,017. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to take the bids under advisement. Bids for the Front End Loader were as follows: Witt Armstrong - unable to bid at this time; E.J. Bleiler Equip. Co. - $35,949; Hedge & Mattheis Co. - $43,035; E.K. Willard, Inc. - $35,757; LaRochelle Ford Tractor & Equipment Co. - $36,998; Goodall & Sons Tractor Co. - $35,000; Fisk Alden Ford Tractor Sales, Inc. - $34,876.75; State Equipment Corp. - $49,925; C.N. Wood Co., Inc. - $37,177; Whittier & Schmidt Equip. Inc.,- $37,050; Casey & Dupuis Equip. Corp. - $39,140. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to take the bids under advisement.

Board Reports

Mr. Hart reported on a Work Session held with the Supt. of Streets last week which he and Mr. Lovering attended. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to appoint the following employees in the Highway Dept. on a full-time basis: Raymond Loranger; Kenneth Burroughs; Frederick Dillon; Thomas Flynn - also, if after June 30, if CETA funds are depleted, Mr. Rondeau requested that Arthur Bellemore, a CETA employee, be transferred to the Hghy. Dept. as a permanent employee.

Mr. Currier reported that on Wednesday evening, at 7 PM at the NMAC office on Merrimack Street, a meeting will be held re: 208 Wastewater Management Plan, and implementation of same. Mr. Walter Newman of the E.P.A. will be present. Mr. Currier requested that the Board of Health and Sewer Commission be notified by telephone of this meeting date and time.

Adm. Asst. Reports

Mrs. Haines advised that the trip to Marlboro to view the incinerator has been scheduled for May 1 at 9 AM.

Mrs. Haines informed the Board that the Dog Officer and his wife will be starting their vacation on April 24 and returning on May 1. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to appoint Charles Wojtas, as recom-

Adm. Asst. Reports Continued

mended by Mr. Wojtas, to act as Dog Officer in his absence. Mrs. Constantine, Asst. Dog Officer, advised Mrs. Haines that she would return to work if she could be responsible to Mrs. Haines. The Board agreed to request that Mrs. Constantine and Mr. Wojtas attend a work session with the Board on a Monday evening at 7 PM to discuss this matter.

Unfinished Business

The Board agreed to hold on Annual Employee Appointments until a full Board is present.

The Board agreed to hold on the appointment to fill a vacancy on the DPW Study Committee until a full Board is present.

The Board agreed to hold on discussion re: the Quessy School until Mr. Lovering and Mr. Palmer are present next week.

Mr. Currier informed the Board that he has agreed to succumb to the Rec. Comm's. desire this year, not to run a swimming program at the M.C.T.S., but, he stated that he hoped that perhaps a swimming program could be instituted at Crystal Lake or Baptist Pond next year.

The Board agreed to request that Mr. Koulas and Mr. Parlee be invited to attend a Selectmen's Meeting to discuss the Sheehan Property.

At this point in time, Mr. Lovering joined the meeting in progress.

On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to amend the Insurance Budget to $414,700. The original budget request was $429,200.

The Board agreed to hold on appointment of a CETA employee as Fire Dept. maintenance man until a full Board is present.

New Business

Mr. Hart advised that on April 22 a Work Session will be held re: Quessy School at 7 PM and on the same date a Work Session will be held with Mr. Louis Rondeau and Mr. Paul Bienvenu at 7:30 to discuss drainage.

The Board agreed to have the Adm. Asst. contact Mr. Donald Butler re: meeting with the Board re: alcoholism survey, and advise the Board next week of the date and time of a meeting to discuss this survey.

Mr. Murphy informed the Board that he had read that the City of Lowell was not going to pay their share of the SHARE program. Mr. Lovering informed the Board that he attended a City Counsel meeting in Lowell regarding this matter, and he stated that approx. half of the counsellors are very much desirous of maintaining Lowell's presence in the SHARE program. The City Counsel agreed to request the School Dept. to re-evaluate the in-house program. The Board agreed to await the results of the decision of the City of Lowell, and to request a report from our reps. to SHARE, as we have not received a report in quite some time.

Mr. Currier stated that he will contact Joseph Hannon re: NMAC services to Chelmsford, and will request a summary of the services that NMAC offers to surrounding communities.

Mr. Murphy stated, that as this is the Bicentennial Year, it might be appropriate to contact the Town of Billerica re: perambulation of the Town Boundary between Chelmsford & Billerica. Mrs. Haines will advise the Board next week regarding the disposition of this matter by the Billerica Board of Selectmen.

Board Reports Continued

Mr. Lovering reported that last week he attended the hearing re: Bowl Road - application by Emmett Byrne to the Lowell Zoning Board of Appeals to obtain a variance for the purpose of storing used cars on property off Bowl Road. There was a large contingent of Chelmsford residents at the hearing, and Mr. Lovering wanted to thank the Chairman of the L.Z.B.O.A. for allowing the residents to speak and participate. The LZBOA decided to take the matter under advisement. Mr. Lovering will attend an informal workshop on Wednesday morning with Mr. Byrnne, Mr. Porter, and a member of the Planning Board of Chelmsford to determine whether or not there is some common ground for consideration by all parties prior to Lowell's taking any action on Mr. Byrnne's request. Residents of the area were invited to attend this workshop.

New Business Continued

Mr. Lovering requested that Mr. Hart assume responsibility of articles which were previously assigned to Mr. Lovering in the Annual Town Meeting Warrant.

David Evans and Scott Hillard of Troop 66 were present for the Boy Scout badge.

Mr. Currier stated that last week the Newsweekly incorrectly reported that a series of house bills would come out of Committee favorably. That was not what Mr. Currier had stated. Reading from the minutes of the meeting he stated: House Bills 3062, 1360, 4169, which all may be combined in one Committee bill and Senate Bill 625 - if that were to be passed, parents would be required to report to the probation officer with their child.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 8:25 PM.

For the Board of Selectmen, by

Jurors Drawn

Jurors drawn by Selectmen Hart on April 20, 1976: For Lowell - Dorothy Borrows, 62 Hornbeam Hill Road; Wayne St. Onge, 58 High Street For Cambridge - Ernest Kisley, 19 Chestnut Hill Road; Paul Scribner, 14 Brentwood Road.

Members Present

Regular Meeting of the Board of Selectmen held April 26, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy; and Mr. Lovering. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Greater Lowell Chamber of Commerce Week

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to declare the week of May 16-22 as Greater Lowell Chamber of Commerce Week.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held April 20, 1976.

Corres. Sum.

Item 3 - The Board agreed to request that residents of Jordan Road sign a petition in favor or opposed to changing the name of Jordan Road to Jordan Street. If they are in favor of this, we can place same in an article for the 1977 Town Meeting Warrant.

Item 6 - Mr. Murphy stated that being a resident of the Town was not a requirement to bid, and, not being a resident should not disqualify a bidder. Mr. Alexion stated that there were extenuating circumstances which disqulified the bidder.

Item 8 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to notify the Zoning Board of Appeals that they have a function and an obligation

Corres. Sum. continued

in regards to zoning enforcement.

Item 11 - re: Landry's Sunoco Station - Mr. Landry informed Mr. McHugh that he is securing the required licenses, but this has nothing to do with the agreement he made with the Board of Selectmen indicating that within a specified number of days he would move the cars out and not do certain things. The Board agreed to inform the Building Inspector that we wish him to take action on this matter. re: Cushing Place - The Board agreed that the responsibility lies in the hands of the Building Inspector rather than the Conservation Commission. The Board agreed to request that the Building Inspector notify the owner of the property to fill in the foundation.

Item 12 - The Board agreed that, rather than forwarding the request of the Personnel Bd. to Town Counsel re: changes to Pers. Wage & Sal. Bylaws, the matter should be handled administratively.

Item 16 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to strike, under #3 of the Adm. Asst's. Recommendation, the Highway Supt. and the Board of Health.

Item 17 - The Board agreed to advise Mr. Rondeau that the Requests for Transfer from the Reserve Fund should be signed by the Board of Selectmen, rather than the Department Head.

On a motion by Mr.Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Summary, and include same in minutes of meeting by reference.

Board Reports

Mr. Currier reported that last Wednesday a NMAC Wastewater Management Plan meeting was held. The contract for the 208 Wastewater Study contract was awarded to the consulting firm of Anderson-Nichols, who will look into the alternatives of Town-wide sewage. The area chief of waterways of the EPA was present at the meeting and was very cognizant of the problems which Towns have in accepting Town-wide sewage.

Mr. Palmer reported that on April 14 he attended a meeting of the Board of Trustees of the Merrimack Valley Health Planning Council. They are in the process of organizing and setting objectives. One of their main objectives in the coming years is to bring down the high cost of health insurance.

Bid Opening-Recreational Equipment

Sealed Bids were opened and read aloud for Recreational Plans for the Recreation Commission. Bids were as follows: AMV - $15,000; TPA Services - Item A-$2,450, Item B-$2,450, Item C-$3,425, Item D-$8,050. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take bids under advisement and turn them over to the Purchasing Agent.

Adm. Asst. Reports

Mrs. Haines reported that Donald Butler will meet with the Board next Tuesday, informally, at 7 PM to discuss the Youth Alcoholism Survey Report.

Mrs. Haines advised the Board that Mr. Charles Costa from the Lowell Manpower Office telephoned the office this week and requested that a program be established whereby forty positions would be available in the Summer Youth Program. The Board agreed to turn this project over to Mr. Ralph House, CETA Coordinator to obtain recommendations from the Department Heads.

Unfinished Business Annual Appointments

Annual Appointments - The Board agreed to hold on the appointments of Asst. Dog Officer and Registrar of Voters. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to re-appoint the following persons for the year 1976-1977: Adm. Asst. Evelyn M. Haines; Town Aide Kathleen Robinson; Dog Officer

Unfinished Business Continued

Annual Appointments

Frank Wojtas; Gas Inspector Neil Stanley; Supt. of Streets Louis Rondeau; Special Police Officers (School Traffic) George Marinel, Joan Dillon, Karen Flynn; Special Police Officer (Dog Officer) Frank Wojtas; Police Matrons Mary Long, Emily Peake, Grace Auger, Nora Clifford; Veteran's Agent Mary McAuliffe; Wiring Inspector Harold Tucke. Mr. Currier requested a one-week hold on the re-appointment of Town Counsel Clement McCarthy and Labor Relations Advisors Murphy, Lamere & Murphy. On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted on a three to two vote to re-appoint Peter J. McHugh, Jr., as Building Inspector - Mr. Currier, Mr. Palmer and Mr. Hart were in favor; Mr. Murphy and Mr. Lovering were opposed. The Board agreed to hold on the appointment of Special Town Counsel Charles Zaroulis until the Board has an opportunity to meet with Mr. Zaroulis in the near future to discuss his services to the Town.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint Paul Ranta as a Maintenance Man for the Fire Dept. under the CETA Program. The Board agreed to advise Mr. House that Mr. Ranta is a retired person, and, therefore, he may be collecting a pension from his former employer and this should be considered in his application.

The Board agreed to hold on appointment to the DPW Committee as no new applications have been received.

Mtg. with Rec. Comm. re: use of East School

A meeting was held with the Recreation Commission. Members present were: Mr. Dempster; Mr. Murphy; Mr. Charpentier; Mr. Kerr, Director, and Mrs. Newman, Recording Clerk. The programs at the East School were discussed and the Commission indicated that the school was being utilized by many Town organizations, as well as by the Police Academy. The Commission was concerned over the trash which is dumped behind the school, as well as dumping of beer cans and bottles. The Rec. Comm. agreed to look into the possibility of placing a dumpster at the East School and at the McFarlin School. Mr.Currier suggested that the Police Chief look into the possibility of renting the use of the East School to the Mass. Police Chief's Assoc. The Commission stated that they were unaware of a Request for Transfer for the Golden Buc. Drum & Bugle Corps, and requested that the FinComm. not approve this transfer for $45. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to adopt, as a matter of policy, the opening of the East School for the 1976 period.

Adjourned to Executive Session

Mr. Currier moved that the Board adjourn to Executive Session at 8:25 PM for the purpose of discussing negotiations with the Fire Dept. The Roll Call vote was as follows: Mr. Currier - Aye; Mr. Palmer - Aye; Mr. Murphy - Opposed; Mr. Lovering - Aye; Mr. Hart - Aye. The Board adjourned to Executive Session on a four to one vote.

Mtg. with A.Robert Raab re: communications with Planning Board

At 8:35 PM the Board reconvened to Open Session. A meeting was held with Mr. A. Robert Raab, newly-elected Chairman of the Planning Board. Mr. Hart, on behalf of the Board, congratulated Mr. Raab and Mr. Raab returned his congratulations to Mr. Hart on his election as Chairman of the Board of Selectmen. Mr. Raab discussed several items with the Board. They included Street Acceptances; Bond Releases; Master Plan; Town Engineer; Office Space for the Planning Board. Regarding Town Engineer, it was agreed to hold a joint meeting of the Planning Board and BOS to discuss Town Engineer. Mr. Raab agreed to forward a copy of his Job Description for Town Engineer to Mr. Palmer & Mr. Lovering this week. Mr. Raab requested that the BOS hold on the appointment of an alternate to NMAC until after the Planning Board deliberates on same this Wednesday and there may be some joint discussion on same between the two Boards.

Unfinished Business continued

The Board agreed to hold on the sub-committees for Fin.Comm; Pers. Bd; Sel; School Committee until they ask for recommendations from each Board or Committee.

Unfinished Business Continued

Mr. Currier requested that the Board hold for one week on their decision regarding the Quessy School. Mr. Marcotte stated that he would bring the Youth Center's report to his neighbors for their review and advise the Board on Friday of their feelings regarding same. Also, the Board will await a report from Chief Germann on same. A vote will be taken by the Board next Tuesday.

On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted that drainage problems in the following areas be alleviated under Chapter 825: High Street; Jesse Road & Warren Avenue; North Road at Manwell Road; North Road at Linwood Street; Longview Drive, which will total approx. $90,000. On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted that the design work for the reconstruction of Fletcher Street be commenced under Chapter 1140. At the Work Session last week, Mr. J. Paul Bienvenu stated that he will continue work on Brentwood & Fairbanks Roads, and one of the projects will be an easement plan that will be drawn up by the Town Engineer, including all steps necessary to get surveys and hydraulic studies and permission for the Brentwood/Fairbanks area, and that project is underway. Robert's Field (property line), Locust Road and Garland & Walnut Roads are under consideration, but the Town Engineer has not gotten to them as of yet. Mr. Lovering requested that all parties involved, residents in the areas, etc. be notified of the action being taken. Perhaps if the residents wanted to meet with Mr. Bienvenu before starting construction, they should be given an ample opportunity to do so.

New Business

Mr. Murphy informed the Board that the community has an option to appeal the valuation of its property. The Tax Commission has a regulation which it follows now, that can deny a community the right to appeal, should they choose to. They must, on a monthly basis, file some ratio of sales reports to the commission. If the Town does this, they may appeal. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to inquire of our Board of Assessors as to whether or not they are filing these monthly reports, and if not, we should suggest that same be filed to the Commission. Also, if a community is eligible, it has until June 10 to appeal the valuation placed on its property. Boston has traditionally appealed their valuation. This year they have been evaluated at five billion dollars. The City of Cambridge is quite concerned, because they will be the losers and they are looking into their rights to intervene in the case. The presentation of the Boston case by the State Tax Commission last year was not good. The City Manager of Cambridge will be putting together, in writing, and indicating to the various boards in the area that he plans to hire a competent attorney and wishes to solicit some support. When it comes in we should be aware of possible financial repercussions to Chelmsford of a large rebate to the City of Boston.

Mr. Murphy requested that the Board place on their agenda in two weeks the subject of Neighborhood Watch Programs. Perhaps the Board could consider sponsoring a Town-wide meeting to air some of these problems.

The Board agreed to place the subject of Yard Sale fees on their agenda in two weeks, as this is a fee which the Board has not set to date.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to request a status report from the Building Inspector regarding the following: alleged zoning violations- building construction at 71 Riverneck Road; unallowed business at 10 Proctor Road, artesian well business. Also, the Board agreed to ask the Bldg. Insp. whether or not the large sign on the Canada Dry Building on Littleton Road is within the sign bylaw.

The Board agreed to request that the Hghy. Supt. attend the inspection of the incinerator in Marlboro this Saturday. The press may telephone the office if they wish to go with the Board.

New Business Continued

Mr. Hart stated that he and several Board Members received telephone calls over the weekend re: a carnival being held on Chelmsford Street. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to ask the Board of Appeals for the name of the organization which conducted the carnival in order that the Board may determine the name of the operator, and then the Board will forward a priority letter to the owner of the carnival stating their displeasure and displeasures placed before the Board by residents. Mr. Lovering stated that it had been rumored that a carnival would be held in Town during the Fourth of July weekend. He said that he hoped that in their deliberations, the Board of Appeals would want to preserve the character of the Fourth of July weekend in Town. Mr. Lovering further stated that anytime a member of the Board wishes to co-sponsor a bylaw in the Community to ban carnivals in Town, he would be very pleased to sign up and present it at Town Meeting.

Mr. Hart stated that the common area at North & Davis Roads now has a 'Do Not Enter' sign which is not visible on the left-hand side which is quite dangerous, as many residents and motorists do not see the sign. There are now arrows painted on the pavement indicating that if one is making a left turn towards the Police Station, one should go into the left-hand lane, but on the right side of the common, which is a one-way street. The Board agreed to request that the Town Engineer survey the area and review it from an engineering standpoint and advise the Board of his disposition regarding this situation.

Mr. Hart requested that the Board, by Thursday evening, advise him of their votes for or against articles, or if they plan to make their decision at Town Meeting. Board Members may do this on a number basis, and leave their decisions with the Adm. Asst.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:45 PM.

For the Board of Selectmen, by

Bonita Towle

Informal Mtg. with D.Butler re: alcoholism amongst teen-agers in Town & SHARE report re: same

Informal Mtg. with Cons.Comm. re: article

Members Present

Regular Meeting of the Board of Selectmen held May 4, 1976. At 7 PM the Board informally met with Donald Butler to discuss the Alcohol Survey Conducted by SHARE, Inc. Mr. Butler hopes to receive input from several organizations in Town regarding alcoholism among teenagers and will get back to the Board regarding this input at a later date. At 7:20 the Board informally met with John McCormack of the Conservation Comm. Mr. McCormack informed the Board that the article in the 1976 ATM Warrant re: land at Crystal Lake does not indicate that the land is to be taken by eminent domain. The Board agreed to ask the Town Counsel whether or not it would be legal to amend the article on Town Meeting Floor to state that the land will be taken by eminent domain; if this would not be legal, the Board agreed to dismiss the article in the ATM Warrant, and place same, worded correctly, in the Special Town Meeting Warrant, which is scheduled for May 24. Members present were:Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines was also present. Mr. Hart called the meeting to order at 7:35 PM.

Proclamation

On a motion by Mr. Palmer, seconded by Mr. Murphy, the Board unanimously voted to proclaim the week of May 16 to 22 as Student Art Week in Chelmsford and commended the Art Society and Art Dept. of the Chelms. School System for sponsoring such a program for Chelmsford's youth. A photograph was taken with a rep. of the Art Society, Margie Moler.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of Sel. Mtg. held April 26, as corrected, and to adopt the minutes of Executive Session held April 26.

Corres. Sum.

Item 1 - On a motion by Mr. Murphy, seconded by Mr. Palmer, the Board of Selectmen unanimously voted to request that the Town Counsel prepare an appropriate motion at Town Meeting to insure that the Rev. Sharing money is properly applied. In the past we transferred from Rev. Sharing funds to the Fire Dept. and also appropriated the remainder of the sum.

Item 5 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to concur with the H.R.A.C.'s recommendations re: recall bylaw - challenging it to the Attorney General.

Item 6 - On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to go on record as encouraging Town Counsel that if there is an additional request for an extension, we will advise him that we want him to strenuously argue against that for the purpose of having those cars removed at once, rather than allow Mr. Pare to further postpone the removal of cars. The Board agreed to request the Bld. Insp. to advise the Board if the appliance store at this location has stopped operating.

Item 11 - Mr. Currier volunteered to attend a hearing given by the DPW at U. of Lowell on June 2 at 7:30 PM re: Rte. 213 in Chelmsford, Lowell & Dracut.

Item 22 - Mr. Murphy informed the Board that the Selectmen do not have the authority to accept the resignation of the Clerk of the Conservation Comm. The Bd. accepted the letter.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to accept the balance of the Adm. Asst's. Recommendations on the Corres. Sum. and include same in minutes of meeting by reference.

Bid Opening-Outdoor lights at High School

At 7:45 PM Sealed Bids were opened and read aloud re: Outdoor Lighting at the High School. Bids were as follows: Quality Electrical, Inc: $260,000; R D Lighting Corp: $337,000;Emerson Electrical Cont. Co. Inc: $219,800; W H Hughes, Inc: $247,000; Prescott Corp: $236,500. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to turn the bids over to the Purch. Agent and take same under advisement.

Board Member Reports

Mr. Currier reported on the viewing of the Marlboro Solid Waste Facility last Sat. by the following persons: Sels. Currier; Murphy & Lovering; Mrs. Haines; Chris Alexion; Mrs. Ina Greenblatt and Dr. Clare Refson;Mr. Paul McCarthy; and Louis Rondeau. All whom attended were impressed with the facility, and the consensus of their opinions was to get some information from the vendor involved re: the facility for all parties concerned. The Board agreed to request the A.A. to work with the Board of Health this week regarding this matter, and re: Town Meeting article, as the BOH is an intrical force in this matter. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to go on record as supporting the feasibility study for incineration as opposed to the article proposed in the Town Meeting Warrant by the Board of Health.

Public Hearing re: Gino's of Mass., Inc. change in name, mgr. & premises

A Public Hearing was held re: expansion of Premises; Change in Manager and d/b/a at Gino's of Massachusetts, Drum Hill Road, Chelmsford. Jas. Geary, Esq., represented Gino's of Mass. d/b/a Bos'n's Whistle Seafood Galley. He presented all Return Receipts, and all abutters were notified.No abutters were present in favor or opposed to the change. Mr. Frank Bowen from B.W.S.G. was present. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the change in d/b/a from Bos'n's Whistle Seafood Galley to Chubb's Pier. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the change in Manager from Benny Shub to Frank Bowen. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to take under advisement the request to alter the exterior of the building in order to construct a self-contained modular take home food facility, until such time as the Board has viewed the premises.

Mtg. with C. Koulas & R. Parlee re: Sheehan Property

A meeting was held with Charles Koulas and Ralph Parlee re: Sheehan Property on Pine Hill Road. In the past and at the present both gentlemen have used portions of the property. Mr. Koulas explained his use of the property - for hay, and Mr. Parlee explained his use - strawberry fields. The Board agreed that an agreement should be drawn up by Town Counsel for both parties use of the land with the Town of Chelmsford, and in one instance, perhaps there should be some monetary compensation to the Town for leasing the property (Mr. Parlee). Both Mr. Koulas and Mr. Parlee will be contacted by the Town Counsel re: drawing up of an agreement, and term of same.

Mtg. with Sewer Comm. re: Federal Funding for Sewer Program

A meeting was held with the Sewer Commission re: Federal Funding for the Sewer Program. Matthew Doyle and Joseph Gutwein were present and presented Board members with an outline of Steps I, II, and III of the Program. The total costs would be $30 million - cost sharing is as follows: EPA - $22.5 million; State - $4.5 million; Chelmsford - $3 million. Monies may be recoverable under Step I. The Board was also provided with an outline of the facility plan and a grant application milestone schedule. Mr. Lovering stated that it is important to remind the Townspeople that the problem of sewerage is one that is under the jurisdiction of the Sewer Commission, not the Board of Selectmen. The sewerage program is not in any way connected with the drainage program being conducted in Town at present. If we really have a chance to come out of a $30 million program with a $3 million dollar contribution on behalf of the Community, it is hoped that the townspeople would authorize the $25,000 on Town Meeting Floor to make that happen.

Mtg. with C. Tourville, Central Mass. Mosq. Contr. Project re: report

A meeting was scheduled with Dr. Lawrence Smith re: Mosquito Report submitted by the Central Mass. Mosquito Control Project. Dr. Smith was represented by Acting Supt. Clarence Tourville, who conducted a slide presentation re: mosquito-associated problems in Chelmsford, Boxborough, Stow and Harvard. Mrs. Ina Greenblatt and Dr. Clara Refson represented the EAC. Mr. Hart read a memo from Dr. Caniff of the Board of Health stating that he is opposed to the C.M.M.C.P. in Town because Chelmsford has been assessed the sum of $9,364.82 for the past year, and $3,863.59 under-assessed. During the two-yr. period the only work conducted in Town was the spraying of a small ditch and 25 manholes. The EAC gave numerous reasons as to why the EAC is opposed to this project, i.e. spraying of pesticides, etc. Several residents were present in favor of the project. Col. Jacob Refson was opposed; Mr. Lynch from No. Chelmsford spoke in favor of continuing membership in the project, as did Tony Genovese, 31 Stone Hill Road and Mrs. Martha McCollough, 24 Donna Road. Mr. Phillip Wizwer, 40 Clarissa Rd. stated that he is a member of the Mosquito Control Committee and has never received notices of meetings, etc., during the past year. Dr. Refson stated that membership of the committee has changed and the new MCC consists of Dr. Clara Refson; Janet Lombard; Phillip Wizwer and members of the Board of Health. After lengthly discussion, it was unan. voted on a motion by Mr. Lovering, seconded by Mr. Murphy to open the meeting to discussion from residents regarding their feelings on this matter. At the conclusion of the discussion, the Board agreed that the place for further discussion for all parties will be on Town Meeting Floor when the article re: Chelmsford's withdrawing from the C.M.M.C.P. is voted upon.

Unfinished Business

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to reappoint Clement McCarthy as Town Counsel.

Mrs. Haines requested that the Bd. authorize her to advertise for the position of Asst. Dog Officer, as Mrs. Constantine officially resigned two weeks ago. The Board authorized Mrs. Haines to advertise for the position.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to reappoint the firm of Murphy, Lamere & Murphy as Labor Relations Advisors for the Town.

Unfinished Business Continued

The Board agreed to hold on the re-appointment of a Youth Center Coordinator until input is received from the Y.C.A.C. regarding same.

No applications have been received for appointment to the DPW Study Committee to date.

Mr. Hart read a letter received from Chief Germann re: Quessy School, in which the Chief stated that since the incidents that occurred on March 26, the Police Dept. has investigated a housebreak on Jordan Rd. on April 14, and after investigation the Chief learned that the boys involved in the housebreak did meet at the Youth Center prior to the break. On April 28 two complaints were answered by the Dept. in the neighborhood of the Quessy School, one dealing with fireworks and the other dealing with youths bothering the neighborhood. There seems to be no connection with these complaints and the Quessy School itself. Mr. Hart then read a letter received from Joseph Marcotte, representative of the neighbors in the area, which stated that only one neighbor is in total favor of the Youth Center's proposed programs. Those opposed are mainly opposed for geographic reasons. The new plan did not relieve the fears of the opposing neighbors. The neighbors are not against youth activities, they feel that the location of the Quessy School for a Youth Center is inappropriate. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to close the Youth Center at the Quessy School.

Mr. Hart made public the action taken at a Special Meeting of the Board on May 3 at 7:05 PM re: Special Town Meeting within the Annual Town Meeting. The Special Town Meeting will be held on May 24, 1976 and the following articles will be included: ratification of the Police & Fire Dept. budgets and discussion of the Planning Board members' terms of office. Also, as discussed earlier this evening, the Conservation Comm's. article re: taking of land at Crystal Lake by eminent domain may be included in this warrant if Town Counsel deems this necessary.

Mr. Hart read the following letter re: Chelmsford's Incinerator Contract with the City of Lowell - Pursuant to para. 5 of the contract between the Town of Chelmsford and the City of Lowell pertaining to the use of the Incinerator & dump by the Town of Chelms., you are hereby notified that effective 60 days from Monday, May 3, 1976 and including said date, the City of Lowell is hereby cancelling said agreement. If there are any further questions, kindly contact the City of Lowell, Office of the City Manager. Signed - George P. Legrand, Comm. of Public Works. Mr. Hart stated that it seems that the City of Lowell wants to renegotiate the contract, and he delegated Mr. Lovering to contact the City Manager's Office to set up a meeting, etc. regarding this matter. Mr. Lovering stated that approx. two months ago he attended a meeting with Mr. Taupier and received a commitment from him that the Town of Chelms. could remain in the Lowell landfill operation for the next fiscal year. When Mr. Lovering was advised of the contents of the above-stated letter, he was shocked and asked Mrs. Haines to contact the City Mgr. to determine the meaning of this. We were told that this was really a notification of their interest in sitting down and negotiating a price for the next year's agreement, and this was not a termination. There is a 60-day notice cancellation clause for either party and we must be prepared either way. Mr. Lovering stated that we should move out on our own program and at the same time renew our contract with the City of Lowell.

New Business

Mr. Hart read a letter rec'd. from the Dept. of Housing & Urban Development in which the Town of Chelmsford was invited to submit a full application for those activities in the amounts indicated - amount is $25,000 for Senior Citizens' Drop-in Center. Full application must be submitted by July 15, 1976. On a motion by Mr. Murphy, seconded by Mr. Palmer it was voted four in favor, one opposed- Mr. Currier, to apply for the full amount of our original application, which was $47,000 & Mr. Lovering suggested that the proposal should be broken down in such a way that different dollar levels may be identified.

New Business Continued

Mr. Murphy informed the Board that the Hghy. Dept. articles which involve purchase of equipment do not have figures associated with same on the Machinery Account, therefore, the proper motions should be drawn for that article to transfer from the Mach. Acct. X number of dollars and to Raise and Appropriate Y number of dollars - that motion should be prepared on the Warrant.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to hang the bunting on Town Hall from Flag Day (June 13) to the Fourth of July, in keeping with the celebration of the Elks 21-Day Salute to the Flag.

Mr. Lovering requested that the Adm. Asst. determine what the regulations are re: ice-cream trucks.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to forward a request the Police Dept. to forward recommendations for 'Stop'signs on Cathy & Canter Roads, as they intersect with Thomas Drive. Mr. Murphy was concerned with the fact that often, residents are referred to the Selectmen's Office when they contact the Police Dept. with requests for signs, etc. This should be answered directly by the Police Dept., and they should in turn, forward recommendations to the Board of Selectmen to alleviate the problem. The Board agreed to discuss this matter with Chief Germann when Dept. Head Mtg. is conducted with the Police Chief on May 15 at 10:00 AM.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:55 PM.

For the Board of Selectmen, by

Bonita Towle

Special Meeting held May 3 - Minutes on Page 109

Members Present

Regular Meeting of the Board of Selectmen held May 11, 1976. Members present were: Mr. Hart; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Currier was detained on business. Mrs. Haines was also present. Mr. Hart called the meeting to order at 7:30 P.M.

Minutes Adopted

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held May 3 (Special Meeting) as corrected and the minutes of May 4 as corrected.

Corres. Sum.

Item 15 - zoning violation on Proctor Road - The Board agreed to ask the Adm. Asst. set up a meeting with the Bldg. Insp. for any Bd. member who wishes to view the area at 14 Proctor Rd. with the Bldg. Insp.

Item 24 - The Board agreed to inform the Highway Supt. that they are displeased with the placing of Chapter 90 articles in the Special Town Meeting Warrant, as they are not of an emergency nature.

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to accept the Adm. Asst's. recommendations on the Corres. Sum. as amended and to include same in the minutes of the meeting by reference.

Signing of Police Dept. Contract

A photograph was taken of the signing of the Police Department Contract. Russell Linstead, Chief Germann Gene Walsh and John Sousa were present for the signing.

Mtg. with Mem. Day Comm. re: plans for Mem. Day Parade-1976

The Board met with two members of the Memorial Day Committee to discuss their plans & programs for the Parade. The parade will commence at 10:00 AM; services will be at 11:00 AM; and the parade will disband at the Common in North Chelms. Mr. Hawes advised the Board that a program will be forwarded to Board members this week, and they will pick up the P.A. system this Friday.

Board Member Reports

Mr. Murphy reported that he attended a meeting of the Local Gov. Adv. Bd. today at the State House and placed corres. in the Reading Folder re: the following: Lieut. Gov. O'Neill reports that the CETA Program will be funded for only a 3-month extension primarily because they feel they don't have money to go past this year. The Public Works bill vetoed by the President is expected to be signed within three weeks. We did identify some projects, and the countercyclical money can be used as part of the community's local share of any project - 50% Federal; 40% State and 10% local. Mr. Flynn was requested to get data together regarding this matter. The Gen. Rev. Sharing Bill is expected to be signed the first of June. It will be funded at the present levels and will be at least for a 3¾ years' period. It was suggested by the Assoc. Tax Cmsnr. that the communities defer setting of their tax rate until we can make use of the Fed. Rev. Sharing. Right now there is an extra quarter of the year not available to us yet. The recommendation was that we defer setting the tax rate until it is clear that this money in fact, has been appropriated or if possible, the State may allow us to waive setting the tax rate at a certain date. It suggests that the BOS meet with the Bd. of Assessors to insure that they can make use of this money to lower the tax rate, if possible. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to communicate with the Bd. of Assessors re: mtg. to discuss deferring of setting of tax rate or correspondence with the Bd. of Assrs. regarding same. Mr. Lovering suggested that in the upcoming year we should plan to use our Rev. Sharing funds in a more judicious way. We could work with the Fin. Comm. to come up with some ideas of how we could spend this money in a different manner in the ensuing year. Mr. Murphy stated that when the Assoc. Tax Comsn. came in, they presented a number of items - one is the progress of the State towards 100% evaluation. It looks like 25% of the communities are not doing much at all. The appendix of the report indicates that Chelmsford has reserved the right to appeal if the Assessors choose, and Chelmsford is in the approved category. Mr. Murphy advised the Board that the Advisory Board today agreed to form a task force for the removal of final and binding arbitration, and he will place info in the Reading Folder regarding this subject.

Signing o Fire Dept. Contract

A photograph was taken of the signing of the Fire Dept. Contract. Firefighters present were William Cady; Harold Pierce, Jr; James Cutter; William Curran, the Attorney for the Union Normand D'Amour was present as was Chief Frederick Reid.

Adm. Asst. Reports

Mrs. Haines advised the Board that this week we received a check in the amount of $10,000 in accordance with our application under Chapter 1017, the Acts of 1973 for bus subsidy.

Mrs. Haines informed the Board that last evening and today we received requests to insert two articles in the Special Tn. Mtg. Warrant. One was submitted by the Planning Bd. and the other was submitted by Petition from Matt Doyle. The Pl. Bd. article reads as follows: To see if the Tn. will vote to waive the requirement, voted at the Adjourned Annual Tn. Mtg. of May 19, 1975, that Art. 3, Line 157. Consultant shall be used only as Chelmsford's participation in the Comp. Planning & Management Program, Section 701, of the U.S. Dept. of Housing & Urban Development; or act in relation thereto. Mr. Lovering was concerned with the legality of this article because there is a question as to whether or not this year's annual tn. mtg. can change something that was done at last year's adjourned tn. mtg. There could be an argument made that the account has to go unspent into surplus, and if anything, to accomplish what the Planning Bd. wants, new monies would have to be added to this year's line item. Mr. Lovering further stated that he has no problem with the article, but he does not think it will accomplish what the Pl. Bd. wants to do, and he would like to get Town Counsel involved in this matter. If Town Counsel agrees with that interpretation, Mr. Lovering would like to ask him whether or not he can come up with a way to accomplish this in the context of the Sp. Tn. Mtg. Mr. Lovering stated that as he understands Mr.

Doyle's article, it is to transfer monies for a swim team - $3,800. Once again there is a question as to whether or not School Dept. monies can be appropriated at a Spec. Tn. Mtg., or even transferred. On a motion by Mr. Palmer, seconded by Mr. Lovering, it was voted three in favor - Sels. Hart, Palmer & Lovering, one opposed - Mr. Murphy, to include both articles in the Special Town Mtg. Warrant. Mr. Murphy was opposed because he felt that if the required number of signatures were not included in the petition that the article should not be included in the Sp. Tn. Mtg. Warrant, the other Bd. Members felt that, as Mr. Doyle had 160 signatures on the petition, and if 40 more were needed, the intent would be there and he could obtain sufficient number of signatures for same.

Mrs. Haines advised the Board that the Town Meeting Re-Enactment as requested by the School Dept. will be conducted on May 27 at the Unitarian Church. Costs will be incurred by the School Dept.,which should not be more than $144, as that was the total cost of the re-enactment when the Town sponsored same the 1st time.

Unfinished Business

The Board agreed to hold on Appointments until the full Board is present.

Mtg. with C. Zaroulis re: East Gate Plaza postponed-6/7/76

The 8:00 PM meeting with Atty. Chas. Zaroulis re: East Gate Plaza has been postponed until June 7, 1976.

Gino's of Mass. - change in structure

The Bd. discussed the application of Gino's of Mass., Inc., for a change in the structure, namely, a drive-up window. The Bd. agreed that perhaps this matter should be addressed to the Board of Appeals for a variance. Sels. Palmer, Currier, Murphy and Lovering inspected the site on Saturday morning. Mr. Lovering stated that a building permit had been issued and he disagreed with the Bldg. Insp's. judgement that the drive-up window would be allowable under the bylaws. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to instruct Gino's of Mass. Inc., not to use the drive-up window until the zoning matter is resolved and to deny their request for a change in structure at the present time.

Neighborhood Watch Program

The Board agreed to discuss the possibility of a Neighborhood Watch Program with the Police Chief on Saturday and to discuss ways of implementing this program in various neighborhood sections, or through various organizations, i.e. Exchange Club.

Yard Sale Fee-$5

Mr. Murphy moved to establish the fee of $1 for Yard Sales; Mr. Lovering seconded this motion for the purpose of discussion. Mr. Lovering stated that he felt that $5 would be an appropriate fee for Yard Sales. Mr. Murphy amended his motion to establish the fee for Yard Sales to $5, which was seconded by Mr. Lovering and unan. voted. The Bldg. Insp. will be advised of same.

Mtg. with American Ambulance & Medic Ambulance to discuss services of both

The Bd. met with both bidders on Ambulance Service: Mr. Ronald Pick of American Ambulance and Mr. Raymond Gordeau & Mr. Chet Kelley of Medic Ambulance. Both firms explained what they have to offer to the Town of Chelmsford for Ambulance Service. Mr. Pick stated that he feels that the Ambulance Study Comm. should be re-appointed to study same. Mr. Pick stated that he, as the present contract holder, would be willing to extend the contract for another year until the study committee could report their findings back to the BOS. Mr. Gordeau stated that Medic Ambulance has been operation for 10 months. Amer. Amb. charges $50 for pick-up and $2 per loaded mile; Medic Amb. charges $55 for pick-up and $1.50 per loaded mile. Medic Amb. services nursing homes & hospitals, they are a private firm. Amer. Amb. services Nashua and Chelmsford. The letter from the Purch. Agent states that Medic Amb. does not meet spec. 10 & 13 - 10 is that they be in business for one year and 13 is that they have a direct line to the hospitals. Amer. Amb. is presently training its drivers in the field of I.V. therapy.

Mtg. with L.W.V. & Bl g Insp. re: sign bylaw

A meeting was held with Ms. Judy Haas, Pres. of the League of Women Voters, Barbara Ward & Barbara Langworthy of the LWV and Peter J. McHugh, Jr., Bld. Insp. re: Sign Bylaw. The League stated that they were against the trailer-mounted signs which were parked around Town in various locations during the past election and past elections. Some were not registered and some were not on wheels. Mr. Hart read an opinion addressed to the Bldg. Insp. from Town Counsel which stated that 'in the absence of any legislation or local bylaw regulating such political signs, we are of the opinion that they may not be prevented or enjoined.' Mr. Lovering suggested that an article be drawn up for the next Town Meeting which would propose a stronger sign bylaw. This article could be included in the warrant for the tn. mtg. in October. Mr. Hart stated that he feels that the League is not doing anyone a service by making statements which are not accurate as, in fact, registered trailers on wheels are not a zoning bylaw violation at the present time. Ms. Ward stated that the League felt that as these signs were not listed under the allowable signs, they assumed that they were a zoning bylaw violation, and, as the Bldg. Insp. did not include a copy of Town Counsel's opinion in his answer to a letter forwarded to him by the LWV, they assumed that the trailer-mounted signs were a violation. Ms. Haas stated that statements were made by individual League members regarding the signs, but they did not reflect the views of the entire League. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was voted 3 in favor - Sels. Hart, Murphy & Lovering, one opposed - Mr. Palmer, to support the intent of a change in the sign bylaw which would be included in the next Town Meeting Warrant.

Public Hearing re: Application for HUD Funding - Sen.Cit.Drop-In Cente

A Public Hearing was held on the Application for HUD Funding. Mr. Robert Flynn, Town Planner, stated that this is the first of two Public Hearings on the Housing Assistance Plan. The plan consists of four forms, a narrative and a map showing: a survey of housing conditions; housing assistance needs of low-income households; goals for proposed low-income housing assistance; general locations of proposed low-income housing assistance. Only 1 segment includes new construction which is the elderly unit complex which the Chelms. Housing Auth. has applied for. Mr. Hart asked if anyone was present in favor of the plan. Mrs. Kathleen Robinson, Town Aide was recorded as being in favor. No one was present opposed to the plan. Mr. Flynn reviewed an outline to show the BOS the tools which can be used in meeting the goals which we stated in the plan: Under the State they are Chapters 707, 705, & 667; Under the Federal categories they are Section 8 and 235 Program. Mr. Flynn suggested that we submit our application in the amount of $25,000 which is the amount that HUD invited us to apply for, rather than push HUD for the $47,000 which we had originally applied for and give HUD an opportunity to deny the entire application. A plan is being worked out with NMAC &the Housing Auth. re: figures for housing, and will be available at the next Public Hearing.

drainage problem on Biscayne Drive-- R. DiFazio not present

A 9:00 meeting was scheduled for discussion re: drainage problem on Biscayne Dr. with Mr. Robert DiFazio, who was not present. Mr. Murphy furnished the Board with a copy of a plan submitted to the BOS on Feb. 24, 1975, regarding drainage problems in the area of Biscayne Drive & Pendleton Road. The area of the street where the drainage problem exists has caved in 8-10 times in the past few years. Paul Bienvenu advised the Board that he investigated the problem on Friday. There is a legitimate safety problem re: rupture of gas lines. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request the Hghy. Supt. & the Tn. Engineer to review this problem and take same on as a project and forward the Board a report immediately as to what the problem is and how much money it would cost to correct the problem.

Action on warrant articles

Action to be taken on warrant articles: Article 7 - On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to file legislation for payment of School Bldg. Comm. bills to Dumont, Richards and Maxwell; Article 11 - The Bd. agreed to hold on action re: Council on Aging Van until more info is obtained

Unfinished Business Continued

from the Purch. Agent; Article 13 - On a motion by Mr. Palmer, seconded by Mr. Murphy it was unan. voted to award bids to the following firms for the following highway equipment: a) dump truck-Jim Peirce Ford World $13,403; b) truck chassis-Jim Peirce Ford World $10,128; d) pickup truck-Jim Peirce Ford World $4,050. The Bd. agreed to hold on item c-front end loader; Article 14 - On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to award the bid for 6 Police Cruisers to Colonial Chev.Inc. $22,756.20; Article 27A - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to authorize the firm of Emmons, Fleming & Bienvenu to prepare necessary plans & profiles for the acceptance of Ideal Ave. Ext. in the amount of $600. Mrs. Haines requested that a Work Session be held with the Purchasing Agent in the near future.

The Board discussed the possibility of looking into a staggered replacement program for Town equipment, as in some instances, it would be more logical to replace equipment in Dec. or Jan., rather than waiting until after Town Meeting is over. An evaluation would have to be performed regarding same.

New Business

Mr. Hart read a letter from the American Legion Aux. Post 313 requesting permission to sell poppies on May 14 & May 15 in Vinal Square. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve this request.

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to suggest to the Board of Health that a Public Hearing be held re: disposal of raw sewerage at the M.C.T.S. facility in North Chelms., as there are many residents concerned over this problem.

Mr. Palmer stated that he is opposed to the taking of residences on Crystal Lake by eminent domain as suggested in the Conser. Comm. article in the Sp. Tn. Mtg. Warrant and requested that the Board take a stand on same at this time. Sels. Hart, Murphy & Lovering stated that they will reserve their judgement until same is presented on the floor of Town Mtg.

Mr. Murphy stated that the Newsweekly carried an announcement of an Appeals Bd. hearing on May 27 re: parking a trailor at the Purity for the collection of donations for Goodwill, which would be a permanent facility. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward a letter to the Bd. of Appeals stating that the Board of Selectmen feel that the parking of a trailor for more than a two to three-week period would be objectionable. The Board condones the parking of such trailors for a short-term period only.

Mr. Lovering requested that a follow-up letter be forwarded to Mass. Electric Co. re: survey of lights at Forefather's Cemetery.

Mr. Lovering has scheduled a meeting with City Manager Taupier next week re: trash and will keep the Bd. advised of the outcome of same.

Mr. Lovering stated that he and Mr. Palmer reviewed the applications and resumes submitted for Part-time Town Engineer and have come up with three applicants to be interviewed out of a total of 7 applicants. Mr. Palmer & Mr. Lovering, along with two members of the Planning Board will conduct the interviews and bring the collective name back to the Board for a vote. The Planning Bd. should be requested in writing to designate two members for the interviewing of the applicants.

Mr. Lovering requested that the following statement be included in the minutes of the meeting: "Tonight the Selectmen signed the contracts with the Police and Fire Departments. I (Mr. Lovering) signed those contracts and did not in any way at Town Meeting and will not in any way speak against those contracts because the majority rules on this Board, and the collective bargaining process has been completed and the Board has made its agreements. However, I

New Business Continued

(Mr. Lovering) would like to have the record note that I, myself, (Mr. Lovering) was not in favor of the final offers that were made to the Police and Fire, and that was communicated to the Board at that offering point. End of story."

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:00 PM.

For the Board of Selectmen, by

Bonita Towle

Special Mtg. held May 3

Special Meeting of the Board of Selectmen held May 3, 1976, at the Chelmsford High School Gymnasium at 7:05 PM. Members present were: Mr. Hart; Mr. Palmer; Mr. Murphy; and Mr. Lovering. Mr. Currier was not present. Mrs. Haines was present and Bonita Towle was present as Recording Clerk.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to hold a Special Town Meeting within the Annual Town Meeting on May 24 to ratify the vote re: Police & Fire Budgets and to discuss the Planning Board's term of office of its members.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 7:10 PM.

For the Board of Selectmen, by

Bonita Towle

Regular Meeting - Members Present

Regular Meeting of the Board of Selectmen held May 25, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Hart, Chairman, called the meeting to order at 7:30 PM. Mrs. Haines, Adm.Asst. was also present.

Corres.Sum.

Item 4 - Mr. Lovering commented on a mtg. held last week with City Mgr. Wm. Taupier of Lowell and his assistants re: use of the City-owned landfill facility. Mr. Taupier stated that he would like to have the Chelms.BOS consider, that in the event that there was a major dumpfire in Lowell, or some unforseen disaster in Lowell, Chelmsford would allow the City of Lowell to use the Chelms. facility for a maximum period not to exceed two weeks. He would compensate Chelms. reciprocally in terms of cost per ton. Mr. Taupier stated that he would have his sanitary expert come to Chelms. and meet with the Board of Health and a member of the Board to view the landfill, and they could estimate if we wanted their assistance in terms of life and we could get some additional data. Mr. Lovering would like to get some additional data between now and the next meeting, and would like to talk to Robert Flynn, the Board of Health, Hghy. Supt. and possibly the Purchasing Agent regarding this proposal. Mr. Lovering informed Mr. Taupier that we will be starting to analyze various options available to us with regard to waste. Lowell is about to enter an agreement with a company which is a combine of Lowell Gas Co. & Union Carbide for a preliminary design for a unit to be built in Lowell to convert waste to residue, and more importantly, one of the byproducts is methane gas. That company will shortly be coming before communities, such as Chelms., in an attempt to convince communities to join the unit. City Mgr. Taupier will provide us with a copy of the contract. Mr. Lovering will work on a response to the City Mgr's. letter and will present same at the next Board meeting.

Bid Openings: Oil Fired Boiler & Ext.Painting of CTH

Sealed bids were opened and read aloud for an oil fired boiler at the Center Fire Dept. and for the painting of the Center Town Hall. Bids for the boiler were as follows: Combustion Service of New England-$3,689; H & R Ventilating and Air Conditioning-$3,495; Colonial Oil Co-$3,890; Swanson Engineering Co. Inc.-$2,868; Solar-Tech Corp.-$2,762.41; Mahoney Oil Co.Inc.-$4,429; D.T.

Bid Opening -
[illegible]
Boiler &
Painting

Sullivan Co.Inc.-$3,969. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the bids under advisement and forward same to the Purchasing Agent for recommendation for award. The bids for the Painting of the Center Town Hall were as follows: Silva Bros.-$4,900; Country Shore-$5,980; Wilder Painting Service-$7,330; Dominic Gentile Painting Co.Inc.-$8,500; Wm.K. Lazarakis-$6,500; Billerica Remodeling Co-$12,000. On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to take the bids under advisement and turn same over to the Purch. Agent for recommendation for award. All bids for the painting of the Center Town Hall had a $100 check payable to the Town of Chelmsford.

Public Hearing
re: Housing
Asst. Plan portion of Com.
Dev. Application

A Public Hearing was held re: Housing Assistance Plan portion of Community Development Application. Robert Flynn, Town Planner, furnished the Bd.with an outline of the survey of housing conditions; housing assistance needs of lower income households; and current year goal and three-year goal which was determined from the 1970 census. Mr. Hart asked if there was anyone present who wished to speak in favor of the plan. Claude Harvey, Chairman of the Housing Authority stated that he concurred with Mr. Flynn's outline and comments and further stated that under Section 8 there are no funds available, but our application is on file in the event that funds will become available. Mrs. Ruth Delaney, a member of the Housing Authority, stated that this is not an application for funding to start to generate this type of housing, this is an indication of the plans that would follow in the Town, and Mr. Flynn is trying to bring it in conjunction with the policy of the Housing Authority. One is either eligible for this type of assistance or not eligible, there is no priority. No one was present in opposition of this plan. Chairman Hart declared the hearing closed.On a motion by Mr. Currier,seconded by Mr.Palmer, it was unan. voted to submit the entire application to HUD.

Mtg. with
Bd.of Assessors re:
deferring of
setting of tax
rate & Fed.
Rev. Sharing

At 8:15 PM a meeting was held with the Board of Assessors and the Board re: deferring of setting of tax rate & Federal Revenue Sharing. Claude Harvey and Janet Lombard represented the Board of Assessors. Mr. Murphy requested that this mtg. be held because there is indication that the fourth quarter of Fed. Rev.Shar. money will be given and it could be possibly used in setting the tax rate, it represents 40 or 50¢ on the tax rate. Janet Lombard stated that she spoke with the Tax Cmsnr. last week and it would be necessary to conduct a Special Town Mtg. to allocate these monies. The local aid monies could be worth approx. $1.50 on the tax rate. These two items would mean a $2 decrease in the tax rate. Mr. Murphy stated that he would look into this,as the Assoc. Tax Cmsrn. told the Gov. Adv. Bd. that communities should defer setting their tax rates, he will advise the Board of Ms. Kleinfeld's response. Mr. Harvey stated that the BOA will try to defer setting the tax rate for as long as they possibly can. Mr. Harvey and Ms. Lombard agreed that there should be more communications between the BOS & BOA. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to re-affirm the Board of Selectmen's position to our reps. & senator that the BOS would like the local aid money restored to the budget. Mr. Lovering stated that mapping would be discussed at the next Town Mtg., and he asked the Assessors if they felt that this mapping was a good first step in terms of improving our base data in the Community and asked if possibly at some time in the future the BOA would like to take advantage of same. Ms. Lombard stated that she felt that this was a very good idea. Mr. Harvey had no comment but stated that he had no problem with this idea at this time.

Mtg. with P.
McCormack re:
acceptance
of bond bid

A meeting was scheduled at 8:30 PM with Philip McCormack, Treasurer, re: acceptance of bond issue bid. Mr. McCormack was ill and was not present. Chairman Hart read the following letter to Mr. McCormack from Mr. H.C. Sylvester of Kidder Peabody & Co. which read as follows: We wish to confirm purchase on May 19,1976, of $1,200,000 Town of Chelmsford, Mass., 4.90% School Project Loan bonds, dated continued mtg. with P. McCormack re: acceptance of bond bid

June 1, 1976, payable $240,000 each year June 1, 1977-81 inclusive. The bonds were purchased at our bid of 100.0366 per $100 face value bond, or at a total dollar cost of $1,200,439.20 plus accrued interest, if any, from date of the bonds to date of delivery. Authorized signature of H.C. Sylvester of Kidder, Peabody & Co.Inc." - letter was dated May 20, 1976. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to accept the bond issue as bid. Mr. Murphy was concerned because he had not seen any corres. re: long-range planning. The Board agreed to contact the Treasurer and request minutes of the meeting at which decision was formulated.

continued Corres.Sum.

Item 19 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted not to remit our 1976 dues for the Middlesex County Adv. Bd. in the amount of $137.50 as many communities have not paid their 1975 dues to date and will not pay their 1976 dues.

Item 22 - On a motion by Mr. Murphy, seconded by Currier, it was unan. voted to forward the report rec'd. from the Cons. Comm. to the Board of Health, as die-tests will be performed in April on all homes abutting the pond & streams feeding this Pond, including all houses located on the opposite side of the streets, some of the pollution may be eliminated by this. Mr. Currier stated that the original letter that started these comments was a letter from Mr. Carey of the So.Row Assoc., and Mr. Currier was advised that the letter was not written by the Assoc., but rather by a single member of the Assoc.

Item 28 - The Board agreed to advise the Tn. Acct. that the Board is aware that he has begun the procedure of taking monthly trial balances and would request that he continues this procedure.

Item 33 - The Bd. agreed to forward a letter to Jerry House, CETA Coordinator, stating that the Board does not wish to fill 72 slots in the School Dept. requests for summer employment in the summer youth program and would like to see their requests cut back by approx. 90% and also advise him that the Board would like to see some type of a project conducted in which the youths could clean up the sides of the roads in Town in conjunction with the Hghy.Dept.

Item 37 - On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to take the Planning Board's request to contact Town Counsel without first processing their requests through the Selectmen's Office under advisement and vote on same at the next Selectmen's Meeting.

Item 41 - On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering, to deny the request of the Middle High Street Bicen. Comm. to close off High St. from Acton Rd. to Douglas Road as this is a regularly travelled road and will undoubtedly be used heavily over the 4th of July Weekend.

Item 42 - Mr. Lovering asked Mrs. Haines what the practice has been in the past re: paying an employee whom has worked into his next scheduled work day & hrs. worked in excess of 16 consecutive hrs. Mrs. Haines stated that the previous practice has been to go back to straight time. The Bd. agreed with the recommendation to accept the opinion from ML&M & forward a copy of same to the Hghy. Dept. and IUOE.

Item 43 - After discussion, the Board agreed with Mrs. Haines' recommendation re: request from Notre Dame Panthers' Band, Inc. to hold a Tag Day in Chelms. on June 3 & 4. The Board agreed to approve this request.

Continued Corres.Su.

Item 44 - re: Bd. of Health's non-signing of contract between the City of Lowell and the Town of Chelmsford for use of the City sewer system at the M.C. T.S. facility in No. Chelmsford. The Board agreed to request that the Board of Health attend the next Sel. Mtg. on June 7 to discuss their unwillingness to enter into such a contract and to request the BOH to forward a letter to this office prior to the next Sel. Mtg. stating what their plans are if they cannot attend the mtg. on June 7. Mr. Lovering suggested that perhaps the office could determine what the surrounding communities are doing in terms of how they are handling this same problem.

Item 45 - Mr. Murphy had no objection to granting the one-day Beer & Wine License to the Rod & Gun Club this time, but he would have reservations if this type of request is received again in the near future, as last year approx. 8 to 10 one-day Beer & Wine licenses were granted at that location. Weekly requests for one-day B & W licenses are not in the best interest of the community.

Item 46 - Board discussion re: letter from C.N.Wood to Hghy. Supt. re: estimate for repairs of Michigan 75 III, S/N10CG259 - total estimate (parts & labor) was $5,459.99. Mr. Hart stated that funds were appropriated at Tn. Mtg. to replace, rather than repair, this machine, but the Town could save a substantial amount of money by replacing the broken parts only. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to repair rather than replace the Michigan 75 III, S/N10CG259 and to reject all bids received and to advise the Hghy. Supt. to make due with that machine until July. We will have to hold off on doing the work on this until July and ask for a transfer if necessary. The Bd. further agreed to request the Hghy. Supt. to determine if there is more than one company in the area which handles repair work for Michigan vehicles. The Bd. agreed to request the following info from the Hghy. Supt. in his recommendations in his annual budget - advise the Bd. in writing of any specific upgrading of gear to a higher capacity and advise the Bd. in writing of evaluation of a buy vs. repair of equipment of capital items.

Item 48 - The Bd. concurred with the Adm. Asst's. Recommendation to request the Hghy. Supt. to install signs on Grove St. & notify the writer of this action and Mr. Currier noted that the Police Dept. recommendations included installing of a berm which was omitted, typographically, from the recommendation. The Bd. agreed to add this to the recommendation.

Item 52 - The Bd. agreed to add the following to the Adm. Asst's. Recommendations: notify the Cemetery Commissioners and the Unitarian Church & Historical Comm. of the installation of action re: lights at the Forefather's Cemetery.

Item 56 - On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to request the Tn. Acct. to review the accts. in which the Hghy. Supt. has requested transfers in the past few months, with the Hghy. Supt. to determine if there is a reason to re-adjust the budgets in these three areas. On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to request the Tn. Acct. to forward the Board with a monthly report on Town Depts., as to where they stand in terms of expenses and budgets, and advise the Board as to whether or not they should take a different viewpoint as to how the budgets are put together.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Summary and to include same in the minutes of the meeting by reference.

Bd. Reports

Mr. Murphy gave a second-hand report on the Data Processing Committee meeting at Nashoba Tech re: portion of costs of use of the computer services at Nash.Tech to the communities that make up the region. They agreed that the school usage of the computer ought to be based on the population of the school. They also agreed that

continued
Bd.Reports

the non-school use, or the Town use of the computer ought to be based on utilization. The thing that bothered Mr. Murphy was that they are going to figure this all out at the end of the year, and what will happen is that the various towns will accumulate charges, and the N.T. budget as presented at next year's Town Mtg. will have a line item from Chelmsford in X amount of dollars which will have already been spent, so there is no check and balance of that beforehand. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to ask that the N.V.T.H.S. clear this type of counting with the Bureau of Accts. to make sure this is legal, and when this response comes back, our second action will be to notify the Finance Committee that N.V.T.H.S. is planning this, and the Board of Selectmen do not condone this action.

Mr. Murphy notified the Board that the New England Innovation Group has not yet responded to corres. re: Technology Transfer. Mr. Murphy has asked the League to try to track this down. Mr. Murphy placed corres. in the reading folder stating that they are basically working in two areas - energy conservation and public works, and they would like to meet with a rep. of the community between June 16 & June 30 at our convenience. Mr. Murphy was approached by a member of the DPWSC re: further funding to pursue their tasks. On a motion by Mr. Murphy, seconded by Mr.Palmer, it was unan. voted to establish a date for said meeting and invite a rep. of the DPWSC to attend the meeting.

Mr. Murphy informed the Board that the YCAC met last Monday to discuss the Board's decision to close the Quessy School. On June 7 the YCAC will meet with the BOS re: office space for their records, storage for equipment at the Quessy School which cannot be transferred to the McFarlin School, location of Mr. Wolcott's office, and oil which is not used and is in the boiler at the Quessy School. Mr. Murphy suggested that the oil could be drained from the boiler in order that they could get some of their assets back.

Mr. Murphy reported on the perambulation of the Billerica/Chelmsford Town Line which he and Mr. Currier attended on Saturday with Selectman Michael Rea and Edwin Beane, Adm. Asst. to the Billerica Bd. of Sel. One end of the line was under water and the marker could not be located. Sel.Rea & Mr. Beane will try to have the marker located.

At this point in time the Board recessed for five minutes.

5-minute
recess

On a motion by Mr. Lovering, seconded by Mr. Currier, the Board voted three in favor, two opposed - Selectmen Hart & Murphy, to permit smoking in the Meeting Room for the remainder of the meeting, due to the small,but concerned, number of spectators at the meeting.

Unfinished
Business
Appts.

The Bd. agreed to hold on the appointments of Youth Center Coordinator & YCAC until the meeting on June 7 is conducted with same.

Sel. Currier nominated the following persons for appointment to the Conservation Comm: John Balco, Donald House, David Merrill and Charles Parlee. For the record Mr. Hart stated that there are four appts. to be made to the Cons. Comm. J.Balco & D.House are already members of the C.C., and due to 2 resignations, there are 2 vacancies. It should be noted that both Mr.Frank Siroco and Mr. David Merrill have served as Alternates in the past year. Mr. Murphy nominated Frank Siroco and stated that he would support Mr. Merrill's nomination also, as both had been alternates in the past yr. Mr. Lovering shared Mr. Murphy's feelings. Mr. Hart shared Mr. Currier's feelings, adding that Mr. Parlee has been involved with conservation for a long time, and the Cons. Comm. has been looking for a rep. from the Businessmen's Assoc. for quite some time. Mr. Hart stated that the Bd. would first vote on the re-appointment of Mr. House & Mr. Balco, then on the new appointments. The Board unan. voted to re-appoint Donald House

Unfinished
Business
Appts.

and John Balco to the Cons. Comm. Mr. Hart then polled the Board on the appt. of 2 new members, the poll was as follows: Mr. Currier - D.Merrill & C.Parlee; Mr. Palmer - D. Merrill & C.Parlee; Mr. Murphy - F.Siroco & D.Merrill; Mr. Lovering - F.Siraco & D.Merrill; Mr. Hart - D.Merrill & C.Parlee. Mr. Merrill and Mr. Parlee were appointed to the Cons. Comm.

Mr. Currier asked for a hold on the appt. of NMAC alternate.

Mr. Hart nominated Mr. Murphy as rep. of the designee of the Chairman to the MCAB. Mr. Murphy respectfully declined, and requested that the Board re-evaluate the Selectmen which are representatives of the Board on various committees. A judgement could be made on interest on the whole and some balancing. The Board agreed to hold on Selectmen's assignments.

Mr. Currier nominated the following persons for re-appt. to the HRAC: M.Farber; J.Gravell; J. MacPhee; G.Silver; C.Stark & D.Valdinocci. Mr. Murphy nominated Richard Burtt, Jr. to be appointed to the HRAC. The Bd. unan. voted to appoint the above-named persons to the HRAC.

Mr. Currier nominated R.Welch, P.Dow; E.Fiske; W.Hedlund & H.Johnson for re-appt. to the Ins. Adv. Comm. The Bd. unan. voted to re-appt. these persons to the IAC.

Mr. Currier nominated J.Alden; R.Lahue and A.Carragher for re-appt. to the Historical Comm. The Bd. unan. voted to re-appt. the above persons to the H.C.

Mr. Currier nominated P.Dulchinos, T.Firth; R.Gagnon; P.Hart; J.Kenney; R. McManimon; H.Neild; E. Polubinski and T.Palmer,Jr., for re-appt. to the CLRC. The Bd. unan. voted to re-appt. these persons to the CLRC.

Mr. Currier nominated Henrick Johnson, Jr. for re-appt. to the Industrial Dev. Financing Auth. for a 5-year term. The Bd. unan. voted to re-appt. Mr. Johnson to the IDFA.

Mr. Currier nominated I.Greenblatt; D.Caless; E.Kamien; D.Lewis; D.Stumpf; & G.Roberts for re-appt. to the EAC., and nominated G. Locker & M.Potsaid to be appd. to the EAC. The Bd. unan. voted to appoint the above persons to the EAC.

Mr. Currier nominated the following persons for re-appt. to the Cable TV Adv.Comm: R.Arcand; R.Cavallari; R.McAdam; H.Witt; J.Moyer; J.Carson; R.Brooks; S.Norkunas; C.Tournas (non-voting) & S.Schleigh (non-voting). The Bd. unan. voted to re-appt. these persons to the CATV.

Per request of Mr. Lovering, the Bd. agreed to hold on the re-appt. or appt. of the Zoning Board of Appeals.

Mr. Currier nominated the following persons for re-appt. to the Rev.War Bicentennial Celebrations Commission: J.Alden; A.Carragher; M.Guaraldi; W.Hedlund; R. Lahue,Sr; J.Lombard; C.Marderosian; A.Normand; G.Parkhurst; J.Richardson; H. Zabiereck. The Bd. unan. voted to re-appt. these persons to the RWBCC.

Mr. Currier nominated the following persons to be re-appd. as Weighers of Merchandise at Southwell Combing Co: G.Fournier; T.Magiera; P.Westwood; C.Hacking; L.Cabana and nominated Tom Long to be appd. as W.of M. The Bd. unan. voted to appoint the above persons as W.of M. at Southwell Combing Co.

Mr. Currier nominated the following persons to be re-appd. to the Veteran's Emergency Fund Committee: Dr. A. Willis; V.Fetro; J.Walker; J.McNulty; G.Waite; A. Coburn; T.Ennis; K.Cooke; P.Saulis; M.DeJager; H.Knutson; G.Vayo. The Bd. unan. voted to re-appt. these persons to the VEFC.

continued
Unfin.Bus.
Appts.

Mr. Currier nominated the following persons to be re-appd. to the Council on Aging: C.Ahern; J.Arcand; L.Bishop; G.Boyce; W.Clarke; C.Dane; L.Gould; M. McAuliffe; E. Nelson; K.Robinson. Mr. Murphy nominated Sara Dunnigan for appt. to the COA. The Bd. unan. voted to appt. the above persons to the COA.

Mr. Currier nominated Michael Devine for re-appt. as a member of the Bd. of Registrars, after Mr. Hart read a letter from the Dem. Town Committee which stated that the DTC unan. voted to recommend Mr. Devine for re-appt. The Bd. unan. voted to re-appt. Mr. Devine as the Dem. candidate on the Board of Registrars.

Warren
Articles

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request from Rep. Freeman the necessary forms to file Legislation, which was voted at the STM.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to invite a rep. of the Water Con. Study Comm. to attend our next mtg. to publicly thank them for all the work they have done on this committee and we should insure that these reports be kept together, in the event that they may be of some use in the future.

New
Business

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to request the Bld.Insp. to do anything within his power to keep the truck which is causing a disturbance in the area of Juniper St. & Dalton Road from starting its motor at two and three in the morning and request that the Police Dept. advise us whether or not this running of his motor at two and three in the morning is disturbing the peace. The trucking company is being operated out of a residential neighborhood and this would appear to be a zoning violation.

On a motion by Mr. Currier, seconded by Mr. Murphy, amended by Mr. Lovering, it was unan. voted to first - ask the Bldg. Insp. if he thinks that the way to stop illegal yard sales & illegal yard sale signs would be for the Police Dept. to remove all illegal yard sale, as well as other illegal signs, which they may find on their regular tours of duty, and if the Bldg. Insp. feels this would be the answer to stop the illegal signs, instruct the Police Dept. to implement the removal of all illegal signs as soon as possible.

On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to request the Town Engineer to survey the area of the parking lot in Vinal Sq. to determine what is Town-owned property, and what is not; and after this survey is completed, request the Hghy. Supt. to furnish a cost estimate to pave the parking lot and line same.

Mr. Murphy asked Mrs. Haines when the date of the award of the ambulance bid and bid on Council on Aging Van would be - Mrs. Haines advised him that both awards will be made at Mtg. June 7. The Bd. agreed to view both ambulance bidders ambulances on June 5 at Town Hall at 9:00 AM with a member of the Bd. of Health, and possibly an EMT trainee to determine the merits of both firms.

The Bd. agreed to request the Purchasing Agent and Hghy. Dept. mechanic to attend the Board's meeting on June 7 when award of COA Van will be made to discuss same.

Mr. Murphy asked the Bd. what action would be taken at Town Meeting re: the Board's acceptance of Streets Acceptance requests for 1976, as many of the sts. have not yet been properly repaired by the developer, and many drainage problems still exist. Mr. Lovering advised him that the Town is merely authorizing the Bd. to accept streets for acceptance, in the event that the Bd. of Sel. deem that the streets are in proper order for acceptance. There is no bond money for Livery Rd. Ext., and the Bd. should be given the rights to make a reasonable determination as to when the st. should be officially accepted by the Bd.

New Business continued

Mr. Murphy discussed Art. 10 of the Spec. Town Meeting Warrant, which arrived in the Sel. Office late on a Thurs. afternoon, and it contained approx. 110 signatures. The Bd. was polled by telephone as to the placing of this article on the STM Warrant. The placing of articles in the STM Warrant should occur at a formal meeting of the Board, with a formal vote of the Board. Mr. Murphy personally opposed tha placing of that article in the warrant for those reasons. Mr. Murphy proposed that the Board have a policy re: Town Meeting Articles - when they should be submitted by, and vote to include same in warrant should occur at a Sel. Mtg.

On a motion by Mr. Murphy, seconded by Mr. Lovering, (Mr. Currier abstained from voting, as there may be a conflict of interest concerning his business firm) it was voted two in favor - Sels. Murphy & Lovering, two opposed - Sels. Hart & Palmer, to advise the Purch. Agent of the Bd's. displeasure with the way the Bicentennial Bumper Stickers are fading, and request some re-imbursement to the community due to the poor job, and place this info in the bidding folder of this bidder. Sels. Hart and Palmer did not vote in favor of this because they had not seen any bumper stickers which were faded. The Bd. agreed to vote on this motion at a later date, in order to give Sels. Hart & Palmer an opportunity to view some of the faded stickers.

Mr. Lovering advised the Board of a problem which concerns a diseased tree on the property of Mrs. Morton, 127 Stedman Street. Basically the tree is diseased and has been diagnosed by the Univ. of Mass. Agricultural Group of Waltham as being a disease which spreads easily, and Mrs. Morton is quite concerned that the disease may spread to her neighbors' trees. She had been advised by the Fire Dept. that the tree may not be burned, and it cannot be placed at the dump. The Board agreed to request the Adm. Asst. to contact the Tree Warden and Fire Chief to determine an acceptable approach to remove the tree from the community.

Mr. Lovering reported on the mtg. held last Sat. with the Police Chief at the Police Dept. The Bd. agreed to support a full-time secretary under the CETA program for the Police Dept. to assist in the typing of Police Reports, and this should be placed on file for potential positions, and advise Mr. House that we may, at some time soon, want to fill this position. Regarding requests for signs communicated by residents, these requests will be taken directly by Mrs. Haines and transmitted to the Police Dept. for a report, without coming to the Board, or, they could be taken directly by the Police Chief, if residents call the Police Dept., and he could, after analysis, determine whether or not the request should be forwarded to the Hghy. Supt. for installation. This will cut out the waiting time for installation of traffic signs.

Mr. Hart commented that in the last few weeks, he has noticed that the Board has become lax in the way in which rules and regulations regarding procedure of the meeting & discussion have been carried out. The Board should always follow its regular route from Mr. Currier to Mr. Palmer to Mr. Murphy to Mr. Lovering and back to the Chairman. Mr. Hart would appreciate the Board's observing the rules & regulations during the meetings in the future.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 11:05 PM.

For the Board of Selectmen, by

Bonita Towle

Regular Meeting - Members Present

Regular Meeting of the Board of Selectmen held June 7, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Hart, Chairman, called the meeting to order at 7:30 PM. Mrs. Haines, Adm. Asst. was also present.

Corres. Summary

Items 14, 16, 59, 62 and 63 - Mr. Hart suggested that a hold be put on all these items involving requests for transfers from the Reserve Fund until such time as the Board could meet with the Finance Committee to discuss same. Mrs. Haines reported that the total dollar amount of the requests for transfer was $25,865.44 and that presently there was a balance of $22,481.62 in the Reserve Fund.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to hold items 14, 16, 59, 62 and 63 until tomorrow night at which time the Board could meet with the Finance Committee.

Item 12 - Mr. Murphy stated that with regard to the letter received from the National Association of Purchasing Management, Inc. designating Mr. Chris Alexion as a Certified Purchasing Manager, that he felt the Board would be remiss in not sending a letter of congratulations to Mr. Alexion. In response to Mr. Currier's question as to what is the basis for the certification, Mr. Lovering replied that this particular program is a national program to attempt to certify people in purchasing through a combination formula, which is rather complex, based on experience in number of dollars handled, basic education background, as well as courses, seminars and outside programs the individual has attended.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to send a letter of congratulations to Mr. Alexion.

Item 13 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to hold in taking any action asking Storch Engineers to change their plans regarding peak hour parking restrictions until such time as it can be ascertained that this recommendation meets the Town's requirements in solving the problem.

Item 24 - Mr. Murphy inquired whether the North Chelms.Water District wanted a replacement for Mr. Cormier. Mrs. Haines replied that we are awaiting official notification in writing from the No. Chelmsford Water District.

Item 25 - On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to hold on this item until it could be determined if the Town could purchase the street pole rather than rent it and to determine the correct placement of the street light and pole.

Item 20 - Board discussion re: Personnel Board's undertaking of a comprehensive review of wage and salary by-laws. All members were in agreement that a letter should be sent to the Personnel Board offering the assistance of the BOS in any way possible; and suggesting the following ideas: uniform record keeping among all departments; applications on file; grade levels with maximums; merit increases rather than automatic yearly percentage increases; personnel files to include history of individual's performance in the community; obtaining assistance of citizens of the Town who are experienced in this field in industry; and performance evaluations on a regular basis, also to be kept in the individual's personnel folder.

Bid Openings:
a. Bituminous material
b. Gravel
c. Crushed stone
d. Pipe
e. Catch Basin Frames, Covers & Blocks.

At 7:45 P.M. sealed bids were opened and read aloud for bituminous materials, gravel, crushed stone, pipe and catch basin frames, covers and blocks.
Bids for the bituminous materials were: Mystic Bituminous Products Company, Inc.- penetration asphalt, all grades: $.529 per gallon; road tars, all grades: $.719 per gallon; Essex Bituminous Concrete Corp. - Type I-1 Bituminous Concrete F.O.B. Dracut Plant: $13.75 per ton; delivered $14.75 per ton; complete in place on streets: $17.35 per ton; complete in place handwork: $41.00 per ton; bituminous concrete curbs installed: $1.75 per L/F; Ahern Corporation - penetration asphalt, all grades: $.539 per gal.; George Brox, Inc. - bituminous concrete class I: $13.75 F.O.B.; $15.50 delivered; $17.00 per ton in place; Jowalco, Inc. - Type I-1 bituminous concrete F.O.B. Plant: $13.75 per ton; delivered: $14.25 per ton; furnished in place: $15.45 per ton; Able Bituminous Contractors, Inc. - winter-summer cold emulsion mixes FOB Stow: $13.25 per ton; delivered: $14.50 per ton; Trimount Bituminous Products Co. - All grades of medium and rapid curing cutback asphalt furnished and applied: $.529; all grades of RS and MS emulsion furnished and applied: $.529; T3 through T6 road tar furnished and applied: $.719; Independent Bituminous Co., Inc. - MC-OA-RC liquid asphalt (all grades) delivered and applied: $.529 per gal; MS-RS-SS asphalt emulsion (all grades) delivered and applied: $.529 per gal; road tar T-4 to T-6 delivered and applied : $.719 per gal; anti-strip additive: $.03 per gal; William E. Belleville & Sons: bituminous concrete, Class I laid in place: $14.90 per ton; bituminous concrete berm: $1.35 per L/F; hand work: $23.00. Bids for gravel were: W. P. Spratt Corp - Bank run gravel delivered: $2.10 per yard; at pit: $.90 per yrd; Nardone Sand & Gravel Company - Bankrun gravel at plant: $2.00 per ton; delivered: $2.80 per ton; processed gravel at plant : $2.35 per ton; delivered: $3.35 per ton; Kennedy Bros. - Bankrun gravel at plant: $1.50 per yd.; Tacey Trans. Corp. - Bank gravel picked up at Pepperell: $1.75/c.y.; delivered: $2.30/c.y.; Fill F.O.B. Pepperell: $1.75/c.y.; delivered: $2.00/c.y.; Processed gravel F.O.B. Pepperell: $2.00/c.y.; delivered: $2.85/c.y.; Pomerleau Bros., Inc. - Processed gravel F.O.B.: $2.35 per ton; delivered: $3.05 per ton. Bids for crushed stone were: Nardone Sand & Gravel Company - Pea Stone F.O.B.: $3.50/ton; delivered: $4.50/ton; 3/4"stone F.O.B.: $3.40/ton; delivered: $4.40/ton; Kennedy Bros. - 3/4 gravel stone: $3.50 per yard F.O.B.; Tacey Trans. Corp. - 1½" processed stone F.O.B. Acton: $3.22/ton; delivered: $3.90/ton; 3/4" processed stone F.O.B. Acton: $3.40/ton; delivered: $4.20/ton; pea stone F.O.B. Acton: $3.60/ton; delivered: $4.25/ton; Pomerleau Bros., Inc. - 3/4 stone F.O.B.: $3.45/ton; delivered: $4.15/ton; George Brox, Inc. - 2" crushed stone F.O.B.: $3.30/ton; delivered $4.80/ton; 1½" crushed stone F.O.B.: $3.30/ton; delivered: $4.80/ton; 3/4" crushed stone F.O.B.: $3.60/ton; delivered: $5.10/ton. Bids for pipe were: Penn Culvert Company - corrugated metal pipe, 6" dia., guage - 18, plain: $1.28; coated: $1.40; Hume Pipe Corp.- 10" plain concrete pipe, F.O.B.: $1.85; delivered: $1.95; Donel Supply Co., Inc. - 6", guage - 18, Alum. and plain galv., F.O.B. job site (all prices less 35%): $1.77; asphalt coated: $2.20; Eastern Culvert Co., Inc. - 6" diam, .048 thickness, helical culvert alum. pipe: $1.13; helical underdrain: $1.13; Pacella Pipe - 12" BS 4' lengths plain concrete pipe, at yard: $1.60; delivered: $1.83; 12" BS 4' lengths reinforced concrete pipe, at yard: $2.35; delivered: $2.60. Bids for catch basin frames, covers and blocks were: E.L. LeBaron Foundry Co. - Manhole ring and cover: $112.50; Septic Tanks, Inc. - Manhole ring with cover, as cast, round, 24" x 6": $80.00 F.O.B. Plant; manhole ring with cover, machined, round, 24" x 8": $120.00 F.O.B. Plant; catch basin frame with grate, as cast, 3 flange, 24"x24"x6": $90.00 F.O.B. Plant. Mechanics Iron Foundry Co. - Mass standard square catchbasin frames and grates, 3 flanges, picked up: $99.80; delivered: $100.80; 4 flanges, picked up: $106.10; delivered: $107.10; Mass standard manhole frames and covers, picked up: $104.50; delivered: $105.50; D Catchbasin frames and grates, picked up: $123.95; delivered: $124.95; C. M. White Iron Works - 6" deep - 24" manhole frames and covers, heavy duty: $92.00; "D" Catch Basin Frames and grates, heavy duty: $128.75; Chelmsford Cement Products - Barrel blocks for 4' diameter catch basin, picked up: $.43; delivered: $.48; Plasticrete Corporation - Barrel Block, 6" high, 8" wall, at yard: $.43

Bid openings Con't.

delivered: $.52 ea.; Batter block, 6" high, 8" wall, at yard: $.48; delivered: $.57 ea.; Square or "D" Frames 8" high (8 pcs), at yard: $.97; delivered: $1.11 ea; Base, full 4" high (10 pcs), at yard: $1.20; delivered: $1.36 ea. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the bids under advisement on all products and pass them on to the Purch. Agent for his recommendation for award.

Approval of Minutes-mtg of 5/25/76

On a motion of Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Minutes of the Regular Meeting of the Board of Selectmen held May 25, 1976, as amended.

Corres. summ. Con't.

Item 31 - On a motion of Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering, to hold on this item until such time as the Board could meet with Chief Germann to discuss the merits of these machines, their intended use and value, and suggest to Chief Germann the purchase of only one of these instruments on a trial basis of approximately six months at the end of which Chief Germann will report to the Board as to its effectiveness and cost of maintenance.

Item 33 - At the suggestion of Mr. Murphy, it was agreed by all members that the editing of the CETA Evaluation Report as it has to do with the privacy of CETA personnel be done by Mr. Jerry House; and further that a copy of this report be sent to Rep. Tsongas as he will be deliberating in Congress for continuation of the program.

Meeting with Youth Center Advisory Com.

At 8:00 P.M. a meeting was held with the members of the Youth Center Committee re: programs, office space, etc. Jan Greeno, representing the Youth Center Advisory Committee, explained that first the Committee would like to review the things they had done the last six years and presented the Board with a written report of the purpose and operation of the Youth Center. She further stated that they would like to ask for recognition for the social welfare of the children in Town. They presently have a consultant from Project Place in Boston and, although they are awaiting the final report, the preliminary reports are good. They feel they have accomplished the goals they set out to do, and that the staff and the Committee have worked hard over the last six years. The Board was also presented with a copy of the 1976 Summer Youth Center Staff Schedule and the 1976 Summer Program for the Chelmsford Youth Center. One of the problems that the Youth Center Committee faces is lack of office space and storage space and they feel that office space in the Emerson House might be appropriate and requested the support of the Board of Selectmen in this matter. Mrs. Greeno also stated that another problem they are facing is that they are presently overflowing their facility at McFarlin School and that many of the programs that were successful at Quessy School cannot take place at McFarlin because of the need to constantly move equipment from the area to storage. The possibility of construction of a youth center has been studied, but because of the prohibitive cost the project was dropped. The suggestion was presented to the Board that a "blue ribbon" committee be set up to study the feasibility of a community center for use by the youth center as well as other groups in the town, and also to sell town property, utilizing some of these funds to purchase an acceptable location for a community center. The Youth Center Advisory Committe then asked for approval on the following points: 1) set up community center study committee; 2) appointment of Youth Center Advisory Committee with additional suggested members so that Committee has sufficient manpower; 3) designation of office space, hopefully at the Emerson House, for office use and equipment storage; and 4) approval of staff arrangements

eeting with Youth Center
dvisory Comm.
Con't

for the summer, including the appointment of Carol Dionne, a UNH Summer Work Study student for the summer, which would result in a savings of $125., and hold on the appointment of a permanent part-time supervisor until September.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint Carol Dionne, part-time supervisor for the Youth Center.

On the question of office space, Mr. Hart noted that the Board has not yet moved on the report of the Emerson Property Committee, but that they had recommended that some of the area be set aside for use by the Youth Center.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, 1 opposed, Mr. Murphy, to form a community center study committee made up of, at least, members of the Board of Selectmen, the Council on Aging, the Youth Center Advisory Committee and the Recreation Commission.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan voted to hold on the community center study committee until the next scheduled meeting of the BOS and request input from members of the Board to see if anyone else should be represented on this committee.

Mr. Hart inquired of the Youth Center Advisory Committee why they had changed their budget at Town Meeting to show an increase of $4,000. It was explained that this was for janitorial services which previously were picked up by the School Committee. Mr. Hart requested that in the future, the Board of Selectmen be advised prior to any budget changes.

Meeting with James Hall, Esq. re: Roland Doyle - purchase of land at Crystal Lake

A meeting was held with Attorney James Hall, representing Roland Doyle, regarding the purchase of land at Crystal Lake. Mr. Hall explained that he was representing James Doyle also, the son of Roland Doyle, who also had an investment in the land; and that he was before the Board to follow up a letter received in 1962 from the BOS offering land to Mr. Doyle for 25¢ per linear foot and a further letter written to Mr. Doyle in 1972 also regarding the purchase of the land by Mr. Doyle. Mr. Doyle is now interested in purchasing the land at 25¢ per linear foot, for the purpose of protecting his home from the possibility of flooding. Mr. Hart read the letter from the Board of Selectmen to Roland S. & Anastasia Doyle dated November 22, 1972 and pointed out that this letter did not mention the price of 25¢ and that it is very possible that the value of the land has changed since 1963. The land involved is 156' along the water by approximately 8' to 10', and Mr. Doyle would like to use the land to build a retaining wall to support his property. Mr. Lovering inquired if Mr. Hall or Mr. Doyle had considered the possibility of requesting an easement from the Town to build a retaining wall. Mr. Hall replied he had not, but that he would give it consideration. Mr. Currier said he felt the Board had indicated some willingness to accept some type of proposal for the building of a retaining wall and felt this would be a more appropriate course to pursue. Mr. Lovering offered to go down and look at the land and the area, at which time he said he would indicate his position on the sale of the land. Mr. Hall was advised that if Mr. Doyle did wish to purchase the land, it would be necessary to obtain two appraisals, at the expense of the purchaser, and that the sale of the land would have to be approved at Town Meeting; that the BOS could not give authorization for the sale of the land. Mr. Hall stated that he had come before the Board to get the matter started and to get the feelings of the Board members on this action.

Public Hearing
Dog Hearing
Complaint of
John Carlin
against dog
of M&M LeZotte

A Public Hearing was scheduled at 8:45 P.M. regarding a complaint received from John Carlin regarding annoyance caused by a dog owned by Mr. and Mrs. Frank LeZotte. Present were Mr. Carlin, Mr. and Mrs. LeZotte and Frank Wojtas, Dog Officer, all of whom were sworn in by Mr. Hart, Chairman. Mr. Carlin stated that he understood the Town had a leash law from 7 to 7, but that the two dogs owned by the LeZotte's ran wild all day long; that at 2 or 3 in the morning they were out in the middle of the street which disturbed his sleep and that of his two children; that the dogs are constantly on his property; the dogs chase cars in the street causing the cars to swerve in an area where there are children playing; the dogs get into his garage and trash; that he has called the LeZotte twice in one day and once on another day, at which time Mrs. LeZotte called the dog in, but shortly thereafter the dogs were out again; and that he has called Mr. Wojtas who has come down and the Assistant Dog Officer, who also came down, but that they don't seem to be able to help the LeZottes with their dogs. Mr. Wojtas stated that he has come down to the LeZottes house and that when the dog sees him, he runs into the front yard, and that he has requested Mrs. LeZotte to leash the dog; but that he has observed the dog on the street; and that the dog is not dangerous. Mr. LeZotte agreed that much of what Mr. Carlin said was true, but exaggerated; that the dogs did not run wild; that one of the dogs, a german shepherd is always on the leash, but that the other dog defies the leash and they try to keep him in the house. They have made a concerted effort to comply with the leash law and will try in the future to keep the dog confined; but that they keep the dogs primarily because Mr. LeZotte is out of town quite a lot and the dogs, largely because they are barkers, gives his wife a lot of confidence. Mr. LeZotte stated that he had never seen a copy of the leash law and was then given a copy by Mrs. Haines. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to go on record that should there be repeated complaints about the dog of the kind pointed out; violation of the leash law, running the street, barking at night, getting into other people's property, then the Board of Selectmen will ask Mr. Carlin and the Dog Officer to come back and the dog will have to be removed from the Town.

Meeting with
Chas. Zaroulis,
Esq. re:East
Gate Plaza

A meeting was held with Charles Zaroulis, Esquire, counsel for the Town regarding zoning violations and parking facilities at East Gate Plaza. Mr. Zaroulis reported that W.T. Grant did comply with the action and removed their garden center, but that DeMoulas has not complied in regar to their gate openings and are in default and that a decree has been filed again them. He further reported that a survey has been made and the boundaries do comply with zoning ordinances according to plot plans; the original plan being forwarded to the Board of Appeals. Also, DeMoulas has a small concrete platform on the premises adjacent to the supermarket which is incorrect as it was not there when they first got their variance. A copy of the plan was also given to the Building Inspector to check for violations. In regard to other matters contained in a letter of authorization from the BOS to Attorney Zaroulis dated October 17, 1973, Attorney Zaroulis replied that he thought there was sufficient tree cover; that the Building Inspector did take materials given to him by Mr. Zaroulis and made an inspection, but he wasn't sure if he got back to the BOS with a report of his inspection; DeMoulas refused to comply with a request for the number of full and part-time employees; and that he felt the number of parking spaces was not a problem since the garden center had been removed and the parking area never appears to be full. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to ask Mr. Zaroulis for a copy of the court decree post haste. On a motion by Mr. Murphy, seconded by Mr.

Meeting with Chas.Zaroulis Con't

Palmer, it was unan. voted to ask the Building Inspector to reply in regard to any zoning violations in regard to the variance.

Meeting with BOH re: sewage disposal.

A meeting was held with the Board of Health regarding sewage disposal. Present from the Board of Health were Dr. Paul Caniff, Paul McCarthy, Peter Dulchinos and Tom Morris. Dr. Caniff reported that as of June 8, 1976 the Town would not be using the Middlesex County Training School manhole for the dumping of sewage and that the BOH would prefer to see the sewage dumped in an area acceptable to treat it rather than dumping it in the river. He further reported that the City of Lowell was requesting $10,000 for the use of the site, in addition to $13,000 that the County wanted and a $7,000 water bill. Also, they would be working on a two week time period where it would be reviewed every two weeks and the road which they would be required to put in from the north side to the Training School would be lost if Lowell refused their permission. Dr. Caniff also said that in their previous talks with Lowell, none of these matters had been discussed; they were using the site on a emergency basis pending negotiations. It is the BOH position now that the use of the Middlesex County Training School is not a feasible solution and that it has caused problems in North Chelmsford and Lowell with backups. The BOH was reluctant to discuss their future plans because they are still under development, but did indicate that they are examining land under their jurisdiction and on a short range basis would not involve the BOS, but on a long range basis are interested in working with the BOS on a facility such as the one viewed in Marlborough. They feel the land they are examining now can do the job for two or three years, will not cost the Town any money and is a much better solution than dumping into the river. Dr. Caniff also advised that in regard to a letter received from the Executive Secretary of the Town of Dracut, requesting a meeting with the BOS and the BOH, that the BOH did not feel they would attend the meeting because it was not necessary because they were not going to use any more water and if there is a water bill outstanding now, it should be paid by the pumpers. Paul McCarthy further reported that we have a Town By-Law which prohibits out-of-town collectors of trash from coming into our sanitary landfill and the BOH is now talking with pumpers who are based in Town to reach an agreement whereby these pumpers will agree to only pump tanks in town and if they pump elsewhere, they will not be able to do business in Chelmsford.

Meeting with Gordon C.Hall, Exec.Dir. Goodwill Ind. re: trailer at Purity parking lot.

A meeting was held with Gordon Hall, representing Goodwill Industries, regarding the parking of a trailer at Purity parking lot. Mr. Hall reported that since the BOS had voted against the placing of the trailer in the parking lot at a previous meeting, that the Board of Appeals in a recent hearing had taken the matter under advisement until such time as he could meet with the BOS. Goodwill Industries would like to have the trailer open from 10am to 6 pm, six days a week, but this schedule is flexible because of the experimental nature of the trailer. They would also maintain at least one collection center there, with daily pick-ups and a 24-hour a day service relative to complaints. The original request before the Appeals Board was for an indefinite period, but Mr. Hall expressed the opinion that he felt a six month period would give them time for a reasonable evaluation of this program. He stated that the trailer concept cut down cost because of on-site sorting and the fact the unusable material is less likely to be dropped off and that it would also provide vocational rehabilitation for at least two persons. Mr. Hall presented all Board members with a fact sheet on the Merrimack Valley Goodwill Industries, Inc. and a photograph of the trailer in question. He further stated that it would be his intention, if the program were successful, to come back before the Board before the end of a six-month trial period to request continuation of the use of the trailer. The Chelmsford site was picked because of the amount of incoming materials and the possibility of renting a store in town was not pursued because of the cost.

Mr. Hall did indicate an interest in pursuing the possibility of the permanent use of an excess building the Town might have for more permanent quarters. On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering, to rescind the previous action of the BOS taken on May 11, 1976, recommending against the request of Goodwill Industries to the Board of Appeals for a zoning variance. On a motion by Mr. Currier, seconded by Mr. Palmer, it voted three in favor, two opposed - Mr. Murphy and Mr. Lovering, to send a letter to the Board of Appeals stating the BOS endorses the temporary use of the trailer pictured in the photograph presented to the Board, for a period of time not to exceed six months.

Meeting with Mr. Hall, Goodwill Ind. re trailer at Purity parking lot con't.

A meeting was scheduled with Chris Alexion and Jack Dahlgren regarding the purchase of a new van for the Council on Aging. Mr. Alexion was present; Mr. Dahlgren was not. The questions to be answered at this meeting were why were we getting a new van and why was the second lowest bidder recommended over the lowest bidder. Also present at the meeting were Mrs. Louise Bishop of the Council on Aging and Kathleen Robinson, Town Aide. The two vehicles involved were a GMC Rally 12 Passenger Van (low bid) and a Ford 12 Passenger Van (second low bid), and the price difference was $296.00. Mr. Alexion outlined eight areas in which he felt the low bidder, Jim Witt Pontiac, was lacking in specifications: 1) they stated in their bid letter they could supply 875x16, 8 ply radial tire, where the specs. called for a 10 ply tire; 2) they cannot furnish a blue vinyl seat cover on the interior; 3) no cooler with a turbohydramatic transmission; 4) the van had a 4 barrel carburetor instead of the two barrel called for; 5) lack of interior insulation; 6) experienced difficulty in moving around inside the van, plus the step up and step down; 7) a rumbling noise in the rear of the van; 8) 125" wheel base instead of 138" wheel base of the Ford. The Board expressed the opinion that the only major difference was the 8 ply as opposed to 10 ply tire, pointing out that many turbohydramatic transmissions are cooled directly through the radiator and that a two barrel carburetor is not always more efficient on gasoline mileage, especially with the larger engines often found in luxury cars and vans. Louise Bishop stated that the color of the interior is not of concern to the Council, but they did have trouble with the step on the current van, and that the steps were a big concern to them. Mr. Alexion reported that Mr. Dahlgren had related to him the current condition of the old vehicle as follows: the water pump and one of the idler pulley assemblies for the air conditioner need immediate repair, right rear wheel is leaking grease out of the axle, temperature control cable that runs the air conditioner needs to be replaced, will need front end work very soon, and the brakes are gone. It was pointed out by Mr. Hart that all items mentioned are minor maintenance items and there are no major repairs listed and that proper maintenance in the future might prolong the life of the new van. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to award the contract to the low bidder, Jim Witt Pontiac. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was/unan. voted to request an explanation in writing from Mr. Dahlgren as to why he did not appear before the Board as requested.

Meeting with Chris Alexion re: Council o Aging Van.

Item 40 - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to write a letter to the Dracut Board of Selectmen stating the Chelmsford Board of Selectmen has been in discussion with our Board of Health and the BOH has decided to no longer use this alterna-

Correspondence Summ. Con't

Correspond. Summary Cont.

tive, so, therefore, we feel there would be no benefit for the proposed meeting at this time. If the Dracut BOS feel differently, they can request a meeting at a later time.

Item 41 - Mr. Murphy questioned whether the Board had the flexibility to delay the request for an article to be placed on the warrant for the annual town meeting or next special town meeting .because of the large number of signatures, over 300. It was agreed that the letter did not request a special town meeting be called, but only called for inclusion on the warrant of the next annual or special town meeting; and further that a letter would be sent advising them the article would be placed on the warrant of the next spec. twn. meeting called or next Annual Town Meeting.

Item 43 - All members were in agreement to authorize the preparation of specifications and bids for the project on Biscayne Drive and Pendleton Road to correct the drainage problem there, but not to authorize the cleaning and flushing of the pipe.

Item 45 - It was agreed by all members that the BOS evaluate the request for the purchase of tax title land in No. Chelmsford and put in on the agenda for a month from this date, at which time the Board will decided whether they wish to recommend the sale. If not, Roger Clermont, the proposed purchaser will be notified.

Item 46 - The Board agreed to ask for a more detailed report from the Recreation Commission as to the need for travel on the part of a custodian.

Item 48 - The Board agreed to notify the Planning Board that the Flood Damage Committee is the responsible agent for the BOS and the Planning Board should contact them.

Item 51 - The Board agreed th Mr. Hart and Mr. Murphy will serve on the selection panel for the Chelmsford Art Society Bicentennial Painting Contest.

Item 54 - Mr. Murphy inquired whether the painting of Town Hall would be completed in time for the Fourth of July celebration. Mrs. Haines replied that it will be done by that date.

Item 57 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to send a letter to Philip McCormack, Treasurer, that in regard to any bond issue in the future, the BOS assumes that they as well as the Capital Planning and Budgeting Committee, will be included in the deliberations.

Item 69 - Mr. Murphy inquired as to the fee for an All Alcoholic Beverage License for One Day, and Mrs. Haines confirmed the fee to be $25.00.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Summary and to include same in the minutes of the meeting by reference.

Suspend policy - continue meeting.

It being noted that the hour was past 11 p.m., on a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to suspend the policy of the Board relating to the length of meetings, and to continue the meeting.

Bd. Reports

Mr. Currier reported that he and Mr. Murphy had visited the two bidders on the ambulance contract on June 5, 1976, spoke with the owners and toured the vehicles. Mr. Currier stated that his conclusion was that the BOS will have to consider the purchase of our own ambulance for presentation at the next Annual Town Meeting. He further reported that ambulance rates are set by agreement; Medicare and insurance companies pay so much per trip, and so much per mile. If we subsidize, the only advantage we get is that whatever ambulance service we get will agree to have an ambulance available to come to town. Mr. Lovering stated that he is not ready to embrace the idea of the Town purchasing its own without a lot more data than we have seen in the last three years; that decision is extremely complex and we need a lot more investigation. Mr. Currier clarified his statement to say we should look into the purchase of one, not that we should go out and buy one.

Bd. Reports
Continued

Mrs. Haines reported that the Blue Cross/Blue Shield and workmen's compensation contracts expire June 30th and that she has authorized Mr. Alexion to go out for bids to be opened at the next meeting. The Board concurred with this.

Adm. Asst.
Reports

Mrs. Haines reported that applications for the position of Assistant Dog Officer were in the signature folder for review by the Board and inquired when the Board wished to interview for this position. On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted that Mrs. Haines should interview applicants during the day.

Mrs. Haines requested answers to her report of June 3, 1976 on the Emerson Property before her meeting with the Emerson Property Committee Thursday evening. Mr. Lovering stated he thinks the Town should build a new town hall there and that this idea should be proposed at next year's Annual Town Meeting, including not only the architectural and engineering fees but also the construction fees, and that all, if possible, but the substantial portion of the dollars to build the building should come from general revenue sharing, which is precisely what they should be used for. Mr. Hart supported Mr. Lovering's statements. The Board agreed to go along with Mrs. Haines recommendations on the Emerson Property, with the exception of the installation of the fire alarm system. The Board requested that the possibility of a portable fire alarm system, which could be installed and then moved to another site at a later date, be looked into.

Mr. Bienvenu furnished plans for the Vinal Square parking lot and Mr. Rondeau will be furnishing an estimate of the cost. Mr. Bienvenu also requested that the plan be recorded in the Registry of Deeds. It was noted that part of the building adjacent to the parking lot is on town property. The Board agreed to schedule the owner of this property to come into the office before any hardtopping is begun to discuss the possibility of a trade-off on this property.

Mrs. Louise Bishop has been chosen as one of four outstanding senior citizens by the State's Jaycees organization. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to send a letter of congratulations to Mrs. Bishop.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint Gary Wolcott as Youth Center Co-Ordinator.

Unfinished
Bus.-Appts.

Mr. Currier nominated the following persons for re-appt. to the Youth Center Advisory Committee: Everett Brown, Thomas Dougherty, Janet Greeno, Melvin Peterson, JoAnn Weisman, William R. Murphy; and nominated Elizabeth Marshall, Jay Finnegan, Judy Harrison, Wendell Luke, Dr. Michael Gilchrist and George Weinert to the YCAC; and nominated for

Unfin. Business
Appts.

re-appt. as ex-officio members of Y.C.A.C. : Robert Hall, Brian Sullivan, and Norman Douglas. The Bd. unan. voted to appoint the above persons to the Y.C.A.C.

Mr. Murphy nominated Mr. Philip Currier NMAC Alternate, Selectmen's Representative. The Bd. unan. voted to appoint Mr. Currier as NMAC Alternate. Mr. Currier nominated Richard F. Burtt as NMAC alternate. Mr. Palmer nominated John Kenney as NMAC alternate. Mr. Currier voted - Mr. Burtt, Mr. Palmer voted - Mr. Kenney, Mr. Murphy abstained, Mr. Lovering voted - Mr. Burtt, Mr. Hart voted - Mr. Kenney. Second ballot was as follows: Mr. Currier voted - Mr. Burtt, Mr. Palmer voted - Mr. Kenney, Mr. Murphy voted - Mr. Kenney, Mr. Lovering voted - Mr. Burtt and Mr. Hart voted - Mr. Kenney. Mr. Currier requested the appointment of Mr. Kenney be made unanimous, and the Bd. agreed to this.

Per request of Mr. Murphy, The Bd agreed to hold on the re-appt. of Middlesex County Advisory Bd. and Sel. Rep. to Local Growth Policy Comm. Mr. Currier nominated Ruth K. Delaney as Housing Auth. rep. to Local Growth Policy Comm. The Bd. voted unan. to appt. Mrs. Delaney as HA rep. to LGPC.

Mr. Currier nominated Charles Higgins for re-appt. to the Zoning Board of Appeals. Mr. Murphy nominated Marguerite Waldron for appt. to the Zoning Board of Appeals. Mr. Currier voted - Mr. Higgins, Mr. Palmer voted - Mr. Higgins, Mr. Murphy voted - Ms. Waldron, Mr. Lovering voted - Mr. Higgins, Mr. Hart voted - Mr. Higgins. Mr. Higgins was appointed to the Zoning Board of Appeals.

Mr. Currier nominated the following persons as Zoning Board of Appeals alternates: Marguerite Waldron, Joseph Dappal and Daniel Burke. The Bd. unan. voted to appoint the above persons as alternates to the Zoning Bd of Appeals.

Mr. Currier nominated Mr. Donald House to the Memorial Day Committee for 1976. The Bd. unan. voted to appoint Mr. House to the MDC.

Per request of Mr. Currier, the Bd. agreed to hold on the re-appt. and appt. of the Recreation Commission, pending investigation as to whether by law the Commission is limited to seven members or whether they can have nine members.

Mr. Currier nominated the following persons for re-appt. to the Civil Defense Committee: Walter R. Hedlund, George R. Dixon, Christos A. Alexion, George J. Brown, William W. Edge, Walter W. Edwards, Jr., Melvin P. Dejager and Joseph F. Staveley. The Bd. unan. voted to reappt. the above persons to the Civil Defense Committee.

Mr. Currier nominated the following persons for re-appt. to the Town Celebrations Committee: Walter R. Hedlund, Raymond Day, James K. Gifford, Richard O. Lahue, Sr. The Bd. unan. voted to re-appt. the above persons to the Town Celebrations Committee.

Mr. Currier nominated the following persons for re-appt. to the East Chelmsford Fire Station Building Committee: Walter R. Hedlund, Edward Hoyt, Fire Chief Frederick H. Reid, Deputy Fire Chief Edward G. Quinn, and George R. Dixon. The Bd. unan. voted to re-appt. the above persons to the East Chelmsford Fire Station Building Committee.

Unfin.Bus.
Appts.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to abolish the Chelmsford/Westford Town Line Committee.

The Board agreed to hold on Selectmen appointments to various committees.

Warrant Art.

The Bd. agreed to hold on warrant articles.

City of Lowell
Incinerator.

The Bd. agreed to hold on contract for the City of Lowell incinerator.

Award Contract - Ambulance Service

The Bd. discussed award of contract for ambulance service. The current bids were reviewed: Medic Bus Service: $8,000 first year; $8,000 second year and $9,000 third year. American Ambulance Service: $15,000 first year, $20,000 second year, $25,000 third year. Medic also had an alternate bid for two ambulances housed in Chelmsford for $68,900 per year. Mrs. Haines stated in response to a question from Mr. Lovering that the City of Lowell had made their decision and were paying $15,000 for this year and $15,000 for next year with American Ambulance Co. Mrs. Haines stated in response to a question from Mr. Currier that our current contract expires June 30, 1976. Mr. Currier and Mr. Murphy expressed concern about awarding the contract for a period of three years. Mr. Lovering stated that he would like the benefit of Lowell's thought processes as to why they decided to go with American Ambulance for two years at $15,000 and $15,000, and also thought we might be able to negotiate the bids. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to write to the two companies involved stating the BOS would like to know if they would consider a one year contract. Mr. Lovering stated that he thought we ought to decide who we want to go with and offer them a figure. The Bd. agreed to hold on the award of the contract.

Award Contract - Bus. Trans.

Two bids were received for the bus transportation contract: Marinel Transportation Company - $28,000, and Brown Transportation Company - $51,300. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to award the contract to Marinel Transportation Company.

Planning Bd.
Use of Town
Counsel

On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted three in favor, two opposed - Mr. Hart and Mr. Palmer, to allow Planning Board to use town counsel by direct contact when encroachments into the statutory period within which the Planning Board must act upon requests from applicants will occur. All opinion requests to town counsel by the Planning Board will be made in writing with a copy of the request sent to the Board of Selectmen.

Bicentennial
Bumper Stckrs

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to communicate with the Purch. Agent, advising him that the BOS are displeased with the quality of the bumper stickers supplied to the community and to get some money back or put into bidder's folder indication of poor quality.

New Business

Mr. Hart reported that several complaints have been received concerning motorbikes, not only from residents, but they are interfering with power lines, the water district in No. Chelmsford has complained and they are all around Crystal Lake. Mr. Murphy suggested the situation is similar to snomobiles in town and the solution might be the same, where an off-duty policeman might rent one of these vehicles and drive it around. On a motion by Mr. Currier, seconded by Mr. Palmer, it unan. voted to request that the Police Department take a hard line on motorbike violations in this Town and to do this immediately.

New business continued.

The Bd. agreed that the Board of Health physician, or a physician they designate should examine Officer Wellington prior to the end of his suspension to determine his fitness for duty.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unanimously voted to request the Police Dept. to look into the congregation of youths at School and Percheron Sts.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to go on record with Senator Mackenzie opposing diversion of lottery or any funds away from the cities and towns.

On behalf of the citizens of North Chelmsford, Mr. Lovering presented to the Bd. a petition concerning a very serious problem at Edwards Field near the Highlands School. The problem is associated with softball use of the field and is a problem of parking problems, noise, trash, poor manners, etc. The Bd. agreed to read the petition and discuss the problem, not only at Edwards Field, but in other areas in town, at the next meeting.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 12:10 AM.

For the Board of Selectmen, by

Barbara Barlow

Special Meeting held June 8, 1976 to discuss the Reserve Fund Transfers from the Finance Committee. Selectmen present were Mr. Hart and Mr. Murphy. Adm.Asst. Evelyn Haines was present. Finance Comm. members present were Richard Sullivan, William Edge, & James Thompson. Recording Clerk of the Fin. Comm. Katy Hughes was present. Mr. Ernest Day, Town Acct., was also present. Mr. Hart called the mtg. to order at 7:45 PM.

The Bd. had received the following Requests for Transfer: Town Counsel - $3,800; Labor Rel. Adv. - $288.50; Vet. Ben. - $250; Ins. Dept. - $17,614; Photocopy - $1,152.72; Dog Officer Sals.- $630.22; High.Dept. Vac. & Sickness - $2,130 with a grand total of $25,865.44.

Balance in the Reserve Fund as of this date is $22,481.62. Mr. Sullivan indicated that there was another $2,000 being held in escrow for the Rec. Comm. for fill for the Robert's Property. Therefore, it was agreed by those present that the following amounts would be paid out of the 1976-77 budget: Town Counsel; Labor Rel. Adv; and the amount of $2,130 for Vac. & Sickness in the Hghy. Dept. Labor Acct. as recommended by the Town Accountant Ernest Day. This would allow the transfer of the $2,000 to the Rec. Comm.--Vet. Ben; Ins.Dept; Photocopy; and Dog Officer Salaries Requests for Transfer were all approved by the Fin. Comm. The meeting was adjourned at 8:00 PM.

For the Board of Selectmen, by

Evelyn M. Haines

Members Present

Regular Meeting of the Board of Selectmen held June 21, 1976. Members present were: Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Hart, Chairman, was not present as he was tied up on business. Mrs. Haines was also present. Vice-Chairman Currier chaired the meeting. Mr. Currier called the meeting to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Sel. Mtg. held June 7, and the Special Mtg. minutes of mtg. held June 8, 1976.

Corres. Sum.

Item 13 - Board discussion re: appt. of three employees to the Highway Dept. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to request the Hghy. Supt., next Spring, to provide the Bd. with his summer employment needs by June 1, and the Bd. will fill the openings by lottery. The Bd. agreed that the Hghy. Supt. could screen applications prior to submission of same to the BOS for the lottery. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to appoint Thomas Miskell, John McEnany and Gerald Tucke as temporary employees in the Hghy. Dept. for 6 weeks.

Item 21. - Mr. Murphy suggested that Mr. House, CETA Coord. could provide the Bd.& Mrs. Haines with some help in compiling a personnel system in the Town, as he is the last CETA employee to be terminated as indicated in the phase-out plan. Mr.Lovering suggested that this idea be presented to Mrs. Haines & Mr. House, and their feelings regarding this could be discussed at the next mtg. July 12, and also suggested that we get thoughts regarding this from the Lowell CETA Office and from the Personnel Bd. Each Bd. member will be provided with a copy of the list of CETA Phase Out,(provided by Mr. House a few months ago,)at the Sel. Mtg. scheduled for July 12.

Bid Openings:
Rec. Plan;
Workmen's Com
Health Ins;
Fire Alarm
System at
Center TH

Sealed Bids were opened and read aloud by the Board at 7:45 PM for the following: a) Recreational Improvements Plan; b) Workmen's Comp; c) Health Insurance; d) Fire Alarm at Center Town Hall. Bids for the Rec. Imp. Plan were as follows: Frank Gelinas & Assoc: $5,970; V.Michael Weinmayr Assoc: $6,490; TPA Services: $6,500. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to take the bids under advisement.

Bids for Workmens' Comp. were as follows: Caddell & Byers Ins. Agency, Inc: $47,844; Wm. C. Muldoon Agency, Inc. $47,844; Picken Ins. Agency, Inc: $46,884. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to take the bids under advisement & refer same to the Purch. Agent for recommendations for award of same.

Bids for Health Insurance were as follows: Blue Cross-Blue Shield: $553,534.56; Wm. Hennessey: $671.49 monthly; Boston Mutual Life Ins. Co: $1,912.52 monthly; Mass. General Life: $8,614.80. On a motion by Mr. Palmer, seconded by Mr. Murphy it was unan. voted to take the bids under advisement.

Bids for the Fire Alarm at the Center Town Hall were as follows: Crowe Elec.Corp: $5,359; Jasonics Sec. Corp: $7,241; Amherst Sys. Inc: $5,866.37; Norel Service Co: $4,847; Modern Alarm: $7,725; Northeast Comm. Inc: $10,489.53; B & B Sec. Syst: $6,553; Ram Gard Provention Assoc: $5,555.62; D.C. Electric Inc: $7,206. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to take all bids under advisement and refer same to the Purch. Agent for recommendations for award of same.

Corres. Su.
continued

Item 22 - The Bd. agreed to discuss Item 22 - letter from Medic-Bus Service for Ambulance Bid for TOC for 1 year - under Unfinished Business.

Item 26 - Mr. Murphy amended the recommendation to include the word "any" which would allow the Hist. Comm. to exhibit the Quilt in any exhibit they wish, without having to contact the BOS each time they wish to exhibit same.

Item 27 - re: truck running motor early on Juniper St. & Dalton Road. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward a strong letter to the Chief of Police stating that it is obvious to the BOS that the engine is running, and we would like some attempts to varify this by the Police Dept., and to forward a letter to the Bldg. Insp. asking him what he can do about this truck operating in a residential neighborhood. Mr. Murphy stated that he thinks that the principle place of garaging must be registered in the Tax Coll/Treas. Office, and perhaps this would be proof that the principle place of garaging is on Juniper St.

Mtg. with Reps.
of NMAC re:
Reg. Transp.
Study

A mtg. was scheduled with John LaMonte of NMAC re: Regional Transportation Study. Mr. LaMonte was not present; however, Mr. George O'Meara, Asst. Dir. of NMAC was present, as was Barry Barker and another rep. of NMAC. Bob Henderson of Skidmore, Owens & Merril, trans. consultants to NMAC. Mr. Henderson presented several sketches of proposed transportation improvements on existing roads in Chelmsford. The study is for long-range transit developments for the entire region - the 9 communities which NMAC consists of. The Bd. did not agree with Mr. Henderson's figures re: # of round trips made from Chelmsford to Lowell per day, as well as the # of trips to the 128 area each day. Mr. Henderson also presented the following ideas re: public trans: 1) express bus service to Boston, down Rte. 3 (or a bus to train depot in Lowell or No. Billerica); 2) service between Chelms. & Lowell by bus; and 3) around-Town bus service on a demand-response basis. Mr. Henderson stated that a possible improvement would be the widening of Boston Road (Rte. 4). Mr. Lovering stated that in the past, the BOS have been very careful not to take any homes along Boston Rd., as the Bd. wants to keep Rte. 4 a residential area. Mr. Lovering further stated that NMAC should look to the BOS for input re: any widening of Rte. 4, and in no way should the improvements encourage anything other than residential expansion of Rte. 4. Mr. Lovering suggested that NMAC consider the possibility of doing something at the interchange of Rte. 495 and Rte. 4, to get all the heavy truck traffic off Rte. 4. When NMAC has finished their report and recommendations, the Bd. will be advised, and another mtg. can be scheduled when their report, etc., is more definite and polished.

Mtg. with Jo Anne J.
Kelch, WDCC
re: turning
over of files
& final report
to BOS &
thanks by BOS
to WDCC

A mtg. was held with Jo Anne Kelch, CH of the Water District Consolidation Comm. at which time Mrs. Kelch presented the Bd. with the final report of the WDCC and also presented the Bd. with the complete file of the WDCC to hold for future reference, in the event that at some point in time, the Town may once again consider the question of consolidation of the water districts. Mrs. Kelch stated that perhaps the DPW Study Comm. may wish to review the files, as they may be of some use to that Comm. in regards to a Town Water Dist. The Bd. thanked Mrs. Kelch and Thomas Monteodorisio, who was also present representing the Comm., and the entire Comm. for a job well done. The files will be safeguarded for future reference by the Office of the Sel.

Pub. Hearing
re: incr. fuel
storage -
G. Martin, Inc.

A Public Hearing was held with Gerald Martin, of Gerald Martin, Inc. re: increase of gasoline storage at 112 Tyngsboro Rd., from 11,000 gallons gasoline underground to 30,000 gallons gasoline underground (2,000 diesel). Mr. Martin presented all Return Receipts to Mr. Currier - all abutters have been notified except one, Mr. & Mrs. Bernhard Romberg, who have moved. Mr. Martin stated that he wanted this increase from 11,000 gals. gas to 28,000 due to his increase in gasoline business, and he requested 2,000 gals. diesel fuel because he services several trucks, as well as his own. The Fire Chief approved this increase. Mr. Currier asked if there was anyone present who wished to speak in favor of the increase or opposed to the increase. No one was present in favor or against the increase. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to approve Mr. Martin's request for increase of gasoline storage to 28,000 gals. gas. underground, and 2,000 gals. diesel fuel underground.

Mtg. with W.
Hedlund, CH, T.
Cel. Comm. re:
permits for
4th of July

A mtg. was held with Walter Hedlund, CH of the Town Celeb. Comm. re: Fourth of July Celebration-Permits, etc. The Tn. Celeb. Comm. received a request from the 4th. of July Comm. requesting the following for July 3, 4, and 5: Permit for loudspeakers; use of chairs in Tn. Hall for band concerts, reviewing stand; use of land at rear of TH for portable toilets; use of land alongside railroad tracks for Blood Mobile & Nat'l. Guard Booth; use of Flag stands & poles; placing of certain "No Parking" signs, "One Way Street" signs, closing off certain sts. Regarding the closing off of certain streets & "One Way Street" signs, sts. to be closed off would be making Academy St. one way from North Rd. &

Mtg. with W. Hedlund continued

and making Westford St. one way up to Dalton Rd., and closing off of Westford St. by the Common...On a motion by Mr. Lovering, seconded by Mr. Palmer, the Bd. unan voted to approve the request regarding closing off of certain streets and making certain streets one way as mentioned above. On a motion by Mr. Palmer, seconded by Mr. Lovering, it was unan. voted to approve the requests listed on the preceeding page requested by the Fourth of July Comm. Mr. Lovering suggested that perhaps a sign could be hung near the Town Hall, reading as follows: "Parade Continues for Another ½ Mile" as many of the groups tend to disband in front of the Town Hall, rather than disbanding at the Purity Parking Lot, which is the official end of the Parade route. Mr. Hedlund stated that all loose ends re: the parade, as well as other events from July 2 - July 5, will be tied up by June 28.

Public Hearing re: transfer of Wine Rack to A.Mara & D. Frongillo from J. Armstrong

A Public Hearing was held with John Armstrong, d/b/a The Wine Rack, 210 Boston Rd, re: transfer of The Wine Rack from John Armstrong to Angelo Mara & Dennis Frongillo. Mr. Armstrong presented Mr. Currier with all Return Receipts. Mr. Mara & Mr. Frongillo were also present. Mr. Armstrong stated that he could not continue with the management of The Wine Rack along with his other business interests. Mr. Mara has worked in The Wine Rack for almost three years. Mr. Mara & Mr. Frongillo would be partners, with a 50/50 share of the stock. Mr. Currier asked if anyone was present in favor or opposed to the license transfer who wished to be heard. No one was present in favor or opposed to the transfer. Mr. Currier stated that he hoped that if the license transfer was approved by the BOS, that both new owners would discourage selling of alcoholic beverages to youths under the age of 18, or to youths over 18 who buy liquor for those under 18 yrs. old. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to approve the transfer of the Wine & Malt Beverages License from John Armstrong to Angelo Mara & Dennis Frongillo.

Corres. Sum. Continued

Item 28 - Mr. Murphy suggested that the Town Planner and Town Engineer be added to the recommendation in working with the Supt. of Sts. & Police Dept. for recommendations which will be coordinated into a joint report, which the BOS should receive prior to Sept. 1, 1976 - the Bd. agreed to these two additions.

Item 29 - On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to change the Adm. Asst's. Rec. as follows: Advise Mr. Hedrick that last year the Bldg. Insp. advised the BOS that selling of merchandise in the parking lot of Alpine Lanes was not allowed, and, this year, we should forward him the same response which was forwarded to him last yr. which states that the parking lot may not be used for his intended purpose.

Item 31 - request from Rec. Comm. to permit Chas. Bean, a CETA employee at the East School, to be eligible for mileage. The Bd. agreed to request a breakdown of mileage to date, i.e. how many CETA employees receive mileage benefits ea. month, and further requested that the number of miles covered be represented. There was no change in the A.A.'s recommendation.

Item 38 - letter rec'd. from Mary McAuliffe, Veteran's Agent, requesting that the BOS advise her of their feelings towards the findings of the Personnel Bd. indicating that she is eligible for only 2 wks. vacation pr. yr., as she has only been employed by the Town of Chelmsford since July of 1973, although she has worked for the Tn. of Chelms. since May of 1966, but was paid by the Fed. Gov. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to notify Mrs. McAuliffe that the BOS is in agreement with the response forwarded to her by the Personnel Bd.

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations, as amended, on the Corres. Sum. and to include same in the minutes of the mtg. by reference.

The Board agreed to recess for a five-minute period.

[illegible]

A mtg. was held with the Rec. Comm. re: a) appointments to the Rec. Comm; and b) tax title land at Crystal Lake. Members of the Rec. Comm. present were: Wm. Dempster; Paul Murphy and R. Charpentier, Mrs. Evelyn Newman, Adm.Asst.,was also present. On behalf of the 3 members present, Mr. Murphy addressed the subject of the Committee's membership. They feel that 9 members would be too many members on the Rec. Comm. He stated that presently there are 3½ active members of the Rec. Comm. The Rec. Comm. would like to expand membership to 7 members. Three members are no longer interested in serving on the Rec. Comm. Mr. Dempster addressed the subject of tax title land. He stated that the Rec. Comm. feels that the BOS should not sell any tax title land bordering on Crystal Lake, as this could result in the Town's not having any access to the Lake. The Bd. concurred with the recommendation of the Rec. Comm. Mr. Lovering stated that he feels that another concept should be considered re: Crystal Lake & access to same. If the Town really thinks that it should have some type of utilization of Crystal Lake, and if the concern is that Varney does not present parking to do justice to the beach, we could consider taking the arc of the section of the Lake in front of Rte. 40 and create a beach, tapered within Rte. 40 on the Lake, which would be Tn. property, and across the St., on land that is owned by the Tn., namely the front lawn of the North School, we could have substantial parking and it may be possible to create a structure over Rte. 40 - a pedestrian structure where people could park on one side of Rte. 40 and walk across a wide overpass onto the beach which would be on the Lake. There would have to be a very high fence which would prohibit anyone from walking across Rte. 40. The Rec. Comm. agreed to bring up this idea when they meet with the Cons. Comm. and will get back to the BOS after said mtg. is held. as a change order would have to be negotiated with the contractor. The Rec. Comm. advised the BOS that they are buying 1,000 yds. of fill from the Lake from DeMatteo Constr. The Purch. Agent will determine if the Cem. Cmsn. received fill from DeMatteo also. The Rec. Comm. also advised the Bd. that their summer theatre is in jeopardy, as there is no where it can be located. They require an outlet for 550 volts of power, and they need a place to put the stage. If the Unitarian Church grants permission, the stage would be set up there, and the Rec. Comm. asked if they could close off that portion of Westford St. to traffic during the 3 nights when the theatre will be held. Last yr. the Police Dept. had a cruiser on duty for the 3 nights, as the actors & actresses were being harrased by youths. The Rec. Comm. called for these cruisers. The Bd. agreed to advise the Adm. Asst. to determine if it is necessary to pay for private police duty for a Town function. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to have the Adm. Asst. attempt to work this out in the event that the Rec.Comm. so desires. Mr. Currier stated that he was confident that the Rec. Comm. would have adequate police coverage at this location. Upon the suggestion of Mr. Murphy, the Bd. went on record as encouraging any requirement for a policeman to be on duty at that time be handled by the existing staff and should not require additional protection to be purchased by the Rec. Comm.

[illegible]

Mr. Murphy represented the League at a mtg. held last Fri. in Hartford Ct., of the National League of Cities & Towns, which was one of several area mtgs. to evaluate & come up with some goals for the NLCT in the future. It was felt that the NL should continue their lobbying in Washington in support of the Cities & Towns, and back Legislation. Much discussion involved a more grass roots representation on the Bd. of the NLCT and it was suggested that each State have a representative on the Bd. of the NLCT. Mr. Murphy was asked to make some evaluation of priorities on the items he felt the NLCT should concentrate on in the Federal Gov. Rather than make his own list, he gave each Bd. member a quest. to complete and return to him and he will send in a total of 5 questionnaires. He also placed some info. in the Reading Folder re: the mtg.

Bd. Reports Continued

Mr. Murphy reported that Gov. Dukakis commissioned a Management Task Force to make suggestions re: State government. Two weeks the BOS rec'd. the results of that Task Force in a one-inch folder. The MLCT is providing some evaluation of that Task Force as it impacts cities & towns. Many of the things suggested by the T.F. are services that the St. may no longer provide, but might have to be provided locally by local gov., in the area of personnel especially. Mr. Murphy would like to receive any input from the BOS on the League's position on the report prior to this Thursday, so that he can offer it to the League on Thursday. Each Bd. member was provided with the League's report.

Mr. Currier reported that an NMAC mtg. was held last Wed. In further studying Rte 213, NMAC has been advised by the Dept. of Trans. in an Environmental Impact Statement of the advantages of using Corridors G & H for Rte. 213. Lowell is very much against this, as it would take many homes in Lowell. Last wk. NMAC recommended further study of Corridor F, which would take 20 homes in Chelms. and 2 businesses in Chelms. This is the Cor. which the BOS was strongly opposed to. Mr. Currier was able to persuade NMAC to change the wording, but not to get NMAC to change the language to"Cor. F". Nevertheless, they are recommending that the Dept. of Trans. & the State further study the possibility of 1) the general area of Line F, which would move Line F a number of ft. in the general area; 2) the bridge only alternative, with no Rte. 213; and 3) highway pairs - boulevard - 2 one-way rds. running side-by-side in parallel or close to parallel. We may be opening the whole area of Cor. F again, which had been dropped. Mr. Currier stated that he hoped that residents in the area of Cor. F would write to Sec. of Trans. Salvucci and express their dismay with this alternative. Mr. Currier stated that at the mtg. he moved that the staff recommendation not be accepted, which was finally seconded by Eugene Gilet of Chelmsford, for discussion. Chelms. was the only Tn. against it. The staff recommendation wording was changed to state that Chelmsford is very much against Cor. F; however, the entire Chelms. contingency is not totally opposed to Cor. F. Mr. Lovering suggested that we correspond again with Salvucci & the Fed. Government - whatever interface we have to get at the same addressee that the NMAC letter will be forwarded to, and we should very strongly word this letter and contact the Chelmsford Bus. Assoc, as they may be of some assistance also, through their lobbying efforts at the Chamber of Commerce in Lowell. Mr. Murphy suggested that we could advise Gov. Dukakis of our feelings towards Cor. F when he comes to our Parade for the 4th of July. Mr. Currier expressed his concern re: the politics of NMAC. Mr. Currier also reported that the State had asked for priority assignments for different trans. projects around the NMAC area. Two projects carry high priorities - Towers Corner & one other project, and after discussion, Central Square was changed from Medium Pri. to High Priority.

Adm. Asst. Reports

Mrs. Haines reported that the Jury Quest. have all been returned, and requested that the BOS review same prior to July 1, so they may be compiled.

Mrs. Haines stated that as the BOS opened bids for Health Ins. & Workmen's Comp. this evening, she requested that a Special Mtg. be held in the near future to officially vote on the award of these bids, as the next mtg. will not be until July 12. The Bd. agreed to meet on Monday, June 28 at 7:30 to meet on this subject and possibly schedule a Work Session with the Tn. Celeb. Comm. to tie up any loose ends re: Bicentennial events.

Mrs. Haines advised the Bd. that a public hearing should be scheduled with the Hist. Dist. Comm. re: demolition at the Emerson Property of out buildings, and she inquired as to whether the BOS should file the application for the hearing, or whether the Emer. Prop. Dev. Comm. should file it. Mr. Murphy questioned whether it was necessary to go before the Hist. Dist. at all, and Mrs. Haines agreed to research the law, and if it is clearly defined she can advise the Bd.

if a hearing would be necessary for demolition. If it is not clearly defined, she can contact Town Counsel for his opinion regarding this matter. The Bd. agreed to leave this at the discretion of the Adm. Asst., and she will advise them of the outcome after review of same.

Mrs. Haines had previously furnished each Bd. member with a copy of the Local Growth Policy Comm. tentative final comments and asked for comments from Bd. members. To date she has not rec'd. comments from the BOS. She requested that the BOS furnish her their comments this week, in order that they may be mailed.

The Bd. agreed to hold on appts. until the full Bd. is present. Mr. Murphy furnished each Bd. member with a copy of his Selectmen Committee Assignments which he asked the Bd. to review. This will be addressed at the next Sel. Mtg.

Mrs. Haines will furnish her recommendation for Asst. Dog Officer in writing to the Bd. prior to their next mtg. The Pårt-Time Tn. Engnr. interviews will be conducted on June 24 at 7:30 PM.

Mr. Murphy stated his concern re: CETA participants, in terms of need. One of the applicants for a particualr position is receiving a gov. pension and other benefits, and there are other more needy applicants. Mr. Murphy stated that the BOS shd. look into the details more carefully of all applications.

Warrant Articles
Art. 28 - St. Acceptances: Cranberry Ln; Higate Rd; Livery Rd. Ext. A drainage problem still exists on LRE; Cranberry Lane is ready for acceptance; Higate Rd- the Pl. Bd. has returned bond money to dvlpr. The Bd. agreed to place Cranberry Lane Accptns. on the Agenda for July 12; and to wait and see where the Pl. Bd. & developer go re: Higate Rd; or wait until someone advises us of the condition of same; Livery Rd. Ext - the Bd. agreed to invite the developer to attend a Sel. Mtg. On July 12, the Bd. will address the subject of when Mr. Hart & Mr. Gilet's report re: bond money for St. Acptns. will be furnished to the Bd.
Art. 37 - Aerial Mapping - the Bd. agreed to hold a mtg. with the Cons. Comm. on July 12 to discuss same with the Bd., as well as specs, which shd. be very general in terms of their long-term use to the Tn. We don't want to get tied into a particular technological approach which reduces our flexibility to conduct the spin-offs which we talked about re: maps, etc.
Art. 38 - $2,000 East & Quessy School surveys - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to advise Emmons, Fleming & Bienvenu to commence work on these surveys.
Art. 39 - sidewalk constr. on North Rd. from McFarlin School to Dalton Rd. - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to award the bid for same to Santorelli Constr. Inc, Wakefield, low bidder, in the amount of $65,103.
Art. 43 - amendment to Sts. & Sidewalk Bylaw - On a motion by Mr. Palmer, seconded by Mr. Murphy it was unan. voted to wait for the approval from the Atty. Gen. re: this amendment & if approved, to auth. Mrs. Haines to sign same as the Bd's. designee.
Art. 47 - Annual Elec. & Tn. Mtg. - no action required - has been forward to Atty. Gen. for approval.
Art. 50 - full-time mgmnt - Legislation to be filed.
Art. 51 - Fiscal Responsibility - The Bd. agreed to forward this Legis. to our rep. immediately in order that this may be in their hands prior to the Constitutional Convention.
Art. 52 - 5-yr. Cap. Imp. Plan - The Bd. agreed to inquire of the Town Acct. as to whether or not he feels that he could assist the BOS re: CIP, as he is aware of all budget amounts, etc., and a mtg. will be scheduled during the summer to discuss same.

Unfinished Business Continued

Art. 54 - Art. 55 - Art. 56 - The Bd. agreed to view all land in question on June 28 after their work session and will discuss same at their mtg. on July 12.

Mr. Lovering reported that he will meet with Wm.Keeley from the City Mgr's. Office on June 22 to try to finalize the wording that would be acceptable to them in the agreement. The price would remain as it is - $11 per ton, the problem still exists with the two-wk. period that Lowell indicated they would need in case of disaster at the landfill. We do have a bylaw which states that bringing trash in from communities other than Chelms. is prohibited. Mr. Lovering will take it upon himself to discuss this with Tn. Counsel. Mr. Keeley & his staff viewed the landfill on Swain Rd., and reviewed some reports on same conducted a few yrs. ago. It is their opinion that the problem with the 2-wk. use by Lowell if a disaster occurred, would be minute. Mr. Lovering will receive a copy of their report which documents that. That's the short-term plan. If there are still problems with Lowell after tomorrow's mtg., Mr. Lovering will ask Lowell to continue the contract with us on a month-to-month basis until we get through with the negotiation process. If we come to agreement, we could award the contract at the mtg. & work session on June 28, if the mtg. has been posted. The long-term plan is as follows: Mr. Lovering suggested that the long-term analysis be taken in two steps: 1 being the conceptual phase; and 2 being actual financial proposals. Mr. Lovering requested that the Bd. authorize the Purch. Agent & Mr. Lovering to create some kind of a request for a proposal which would state that we are not interested in any dollars & cents - all we're interested in is the concept - the technological approach to solving the problem. Hopefully we'll get narrative & diagrams. Also, we shd. ask the St. for data which we could review, as they have so much momentum going on the Haverhill project. After we review it, we could then solicit the 2nd phase which would be the financial factor to go along with it. The Bd. agreed to allow Mr. Lovering & the Purch. Agent to work on this proposal as requested above. Mr. Lovering then stated that if we don't work out the situation with Lowell, we should do the following, which the Bd. agreed to: Ask the Adm. Asst. to ask the Hghy. Supt. to create a contingency plan, in writing, which would address using the Swain Rd. facility for the Tn. of Chelms. effective July 1, 1976, and also have him address this in terms of its feasibility or what problems he has and how he could handle them. Mr. Murphy said that he didn't think it was right to turn this over to Mr. Rondeau, as the Board of Health was responsible for this before. Mr. Murphy wished to go on record with the Bd. of Health that the Selectmen are moving out on this project and we are carrying the ball now.

Contract - Ambulance Service - Item 22 on the Corres. Sum. from Medic Bus Service was a revised bid, in which the offered a one-year contract with Chelms. in the amount of $8,000. Mr. Ronald Pick of American Ambulance was present and presented the Bd. with a letter dated June 21 indicating that he would consider a one-yr. contract with Chelms., and he offered the price of $10,000. Mr. Murphy stated that he felt that the bid should be awarded on the basis of the original bid, and that to accept this second revised bid is not appropriate. He said it would be appropriate to reject both bids & suggest a continuation of the current contract. Mr. Lovering moved that the Board reject all bids and award a one-year extension of the current contract to American Ambulance in the amount of $10,000, this was seconded by Mr. Palmer. Under discussion, Mr. Murphy stated that he could not support this motion. Mr. Lovering wanted to go on record as stating the following: In voting for American Amb., he did not vote for them because of any disqualification of Medic Bus Service. He voted for Am. Amb. because in his judgement, the $2,000 premium which he has to pay to get American is of significance to him. A company which has been offered a long-term commitment by a neighboring community, etc., etc., etc., and he is worried about the big picture in terms of service to the Town, and he has integrated that in his judgement that he thinks that American is the best one to go to this year, at this time, at this price. Mr. Currier then put the subject to a vote. On a

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motion by Mr. Lovering, seconded by Mr. Palmer, it was voted three in favor - Sels. Palmer, Lovering & Currier; one opposed - Sel. Murphy, to continue the current contract with American Ambulance for an additional year at the rate of $10,000.

Money articles - Mrs. Haines furnished each Bd. member with a list of money articles from previous Town Meetings with balances left in the accounts, and it is the Adm. Asst's. Recommendation that the Board encumber certain monies, so that they will not go back into the Surplus Fund. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to encumber the balances of the following articles: Traffic Counter & Paint Striper - $4,048.25; E.Fire Station Bldg. Comm-$481.25 (Mrs. Haines will check with Chief Reid on this item); Eng.Fees for Central Sq. - $4,097.29; E. Fire Sta. Constr. - $249,363.66; Update Tn. History-$1,000. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to encumber the balances of the following articles: Water Dist. Consol. Comm. - $11,984.80; Water Main Instal-Garrison Rd. - $16,086.75; Wetlands Aerial Mapping-$8,500; Highway New Equip. - $1,299.82; Traffic Cont. Chelms. St. - $18,000; St.Signs-Housing Dev. - $1,340(signs will be ready in near future); Sidewalk Dev. Con. - $5,000. The Bd. did not encumber bal. for Salt Shed Constr. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to encumber the balances of the following articles: Rec. Facil. Planning - $6,987; Crystal Lake-Purchase Land - $2,000; Cons. Purchase Land-Canal St. - $15,000. The Bd. did not encumber bal. for Liq. Waste Comm. Expense or Kennel Comm. Expense. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to encumber the bal. of the following article: Law Enforcement Asst. Agency - $3,402.15. The Bd. did not encumber the bal. for Lib. Addition or Roberts Field Site Work.

The Bd. discussed a petition from residents in the area of Edwards Field, which advised the Bd. of the neighbors displeasure with the annoyances and generally immature behavior of the teams who play softball in that field. The Bd. requested that the Adm. Asst. once again request a roster of team members from the Rec. Comm., as we have not rec'd. same to date. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to implement the following: ask the Rec. Comm. to, in conjunction with the Police Chief & School Dept., develop Rules & Regulations for park use, as well as any criminal requirements imposed by the Chief--these rules are to be distributed to all users; ask the Rec. Comm. to do a study regarding -- a) assignments of teams to see if we can put some of the more mature youth at far-away locations, giving them a greater degree of flexibility, and perhaps the little league, or youngsters could be placed at close neighborhoods; b) review on adequacy of parking at all ballfields; c) examine membership and provide same to the BOS of all teams, to develop a recommended percentage of Tn. membership that would be a pre-requisite for expenditure of any Tn. dollars; have the Police Chief prepare a report for the BOS summarizing what has happened to date and give the BOS his recommendations on how we can solve the problem; establish a policy which states that although the BOS are desirous of providing recreation in the community, the BOS recognizes the responsibility to those neighborhoods to the extent that this desire for recreation will not be allowed to create the parking, noise, and drinking problems to the concern of citizens in the community.

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On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward a letter to the Hghy. Supt. advising him that in the future the BOS would like more communication between the Hghy. Dept. & BOS when any problem arises which is of an important nature, and which the BOS should be advised of, for example, the fire at the dump, which the Bd. was not advised of until after it had been burning for a month.

New Business Continued

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward a priority letter to the Bldg. Insp. regarding an item which was presented to him 2-3 yrs. ago for immediate resolution which as of this date has not been resolved, advising him that the deserted ranch house on Pine Hill Rd. should have the windows boarded up, doors boarded up, and anything else which is a safety hazard to children in the vicinity, immediately taken care of at the owner's expense.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request Jerry House, CETA Coord. to forward the Board prior to this weekend, a revised summer employment plan for the Bd's. review, which the Bd. may initial over the weekend for approval or disapproval.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to send a priority letter to the Cons. Comm. informing them that the water level of the Mill Pond is quite low, and, as Mr.Greene is under order by the Cons. Comm. to maintain the water at a certain level, this information will be of concern to them, as it is to the BOS, and ask them of their disposition regarding same.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to correspond with Vincent Kehoe, of the 10th Regiment of Foot, advising him that the BOS suggest that his group utilize a parking area, perhaps that parking area at the rear of the High School, in order that the people using Roberts' Field may have parking at the field reserved for them. In the past, many members of the 10th Reg. of Foot parked at R.F., making the great majority of parking that was available for the people using R. F. no longer available to them.

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to ask the Police Chief to conduct a safety study re: heavy use by trucks on Dunstable Road in the area of 60 Dunstable Road, per complaint rec'd. in the Sel. Office this evening from Ms. Peterson of noise and annoyance caused by the trucks; the Bd. further voted to request that the Hghy. Supt. investigate the area of approx. 61 Dunstable Rd. to determine if the depression in the road causes unnecessary noise and other problems in that area.

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to authorize the Town Engineer Paul Bienvenu to call a meeting of all abutters of the property on Fletcher Street which is proposed to be widened to determine their receptiveness to the small land takings prior to going any further with plans, and Town Counsel should be requested to be present also.

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to send a letter to NMAC asking them to consider the possibility of shutting down the interchange of Rte. 495 and Rte. 4 as part of their study plan for the purpose of restoring Rte. 4 to its original intent (both ramps of Rte. 4).

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to send a letter to the Rec. Comm. requesting that they review the possible Crystal Lake Rec. Project in the Rte. 40 area, which he reviewed earlier this evening with the Rec. Comm.

Mtg. Adjourned

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 11:35 PM.

For the Board of Selectmen, by

Bonita Towle

Special Meeting

Minutes of Special Meeting of the Board of Selectmen held June 28,at 7:30PM. Members present were: Mr. Hart; Mr. Palmer and Mr. Lovering. Mr. Murphy arrived at 8:00 PM. Mr. Currier was not present. Mrs. Haines was ill. Bonita Towle was present as Recording Clerk.

[illegible] Hedlund re: [illegible] July celebrations

Walter Hedlund met with the Board to discuss the Fourth of July Celebrations further, and to answer any questions the Bd. had regarding same. As of this date, all scheduled events from July 2 through July 6 have been confirmed, with the exception of Gov. Michael Dukakis' appearance at the Parade, which has not been confirmed. Mr. Hedlund stated that the Bd. should have a representative at the Church service on Sunday at 10AM. The Bd. agreed that Mr. Currier should attend the Church service and the luncheon following same at 12:15 PM. A Bd. member should also attend the Dedication of the 1802 School House. All Bd. members will be in the Parade. There will be 24-hour security for the guests from England & Canada and four rooms have been reserved at Howard Johnsons - three rooms for the guests and one room for one State Police Officer & one Town Policeman.

Bid Award Work. Comp.

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to award bid for Workmen's Compensation & Employer's Liability Insurance to the low bidder, the Picken Ins. Agency, Inc., in the amount of $46,884.00, as recommended by the Ins. Adv. Comm. & Purch. Agent.

Bid Award Group Ins.

On a motion by Mr. Palmer, seconded by Mr. Lovering, it was unan. voted to award bid for Group Life Ins. & Accidental Death & Dismemberment Ins. to the firm of Maccabees Mutual Life, at a rate of 42¢ per month, as recommended by the Ins. Adv. Comm. & Purch. Agent.

Bid Award Health Ins.

On a motion by Mr. Palmer, seconded by Mr. Lovering, it was unan. voted to award bid for Health Insurance Group Plan to the only bidder, Blue Cross-Blue Shield, as recommended by the Ins. Adv. Comm. & Purch. Agent.

Discussion re: E. Byrne

The Board then discussed whether or not the Town should appeal a decision by the Lowell Board of Appeals granting Emmett Byrne a variance to use premises for storage of motor vehicles at the easterly terminus of Highland Park Road adjacent to Route 3. The Bd. agreed to ask Town Counsel if he feels that it would make sense for the Town of Chelms. to take action against Mr. Byrne now, given the fact that he is suing the Town of Chelms. for three million dollars.Contingent upon Town Counsel's answer, if the answer is 'yes' on a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to authorize Town Counsel to appeal the case with regard to the granting of a variance to Mr. Byrne to store used cars in the vicinity of Highland Park Rd. & Rte. 3. Several residents of the area had called the office & stated that they felt that the Town should appeal.

Discussion re: landfill

Mr. Lovering informed the Board that he had met with City Manager William Taupier of Lowell re: landfill. Mr. Taupier wants a reciprocity agreement between Lowell & Chelmsford that in the event that Lowell gets shut down, the same contract would exist, but in reverse, which would mean that Lowell would be authorized to drop trash in Chelmsford. Mr. Lovering advised Mr. Taupier that there is a termination clause in the contract which states that either party can terminate with 60 days notice. Mr. Lovering contacted Town Counsel and they discussed the feasibility & legality of writing a new contract with the termination clause clearly identified, in other words, either party can terminate without any given reason. If Lowell is shut down, Lowell could advise us that they have a reverse contract with Chelms., but on the day after, we could inform Lowell that we exercise our termination clause in effect of 60 days from now, Lowell would get 60 days in our landfill. Mr. Lovering stated that according to an analysis done by Lowell based discussion re: landfill - continued

upon our engineering report on the dump, we have 7 to 8 years left in the Swain Rd. Landfill - if Lowell comes in for two months, we may be cut down by 3 or 4 months of life in the landfill - so if we allow Lowell to use our landfill for 2 months, we would still have 6 years plus of life in the landfill. Mr. Lovering read the following letter which he requested that the Bd. approve for mailing on June 29 - addressed to W.Taupier: This letter is to request a formal extension of one month to the existing contract between the City of Lowell & the Tn. of Chelms. re: Chelmsford's continued use of the Lowell landfill. During recent negotiation mtgs. with yourself & Wm. Kealey, you have made it clear that a reciprocity agreement for Lowell's use of the Chelms. landfill was desired, in the event that your landfill was shut down for certain defined reasons. The Chelms. Sel. understand this desire and in the interest of cooperating with Lowell, are attempting to prepare and develop what could be a favorable response to this issue. We need another month in which to accomplish this task. We would appreciate a favorable response to this request for a one-month extension. - Signed - Arnold J. Lovering. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to forward this letter to Mr. Taupier. We can operate at the temporary landfill two days a week, but if we have to go to five days a week, different standards will be imposed on us. Mr. Rondeau advised Mr. Lovering on the telephone that he can handle Chelmsford's trash, but, he might have to rent a big dozer for two months if we have to handle Lowell's trash, but Lowell will pay us $11 per ton anyway. Lowell has agreed to weigh all their trucks on their scales free of charge during that two-month period. During this month we should get together with Mr. Rondeau & the Bd. of Health to discuss what the Bd. of Health is doing with the engineering money & we should also determine whether or not that we can positively use the Swain Rd. Landfill if we have to, and make sure we can handle Lowell's trash if we have to for 2 months. Mr. Lovering further stated that he will have to advise Mr. Taupier that before we can take Lowell's trash, a Special Town Mtg. would have to be held because the bylaw currently states that Chelms. cannot put trash from outside the community in Chelms. Mr. Lovering proposed signing a contract on August 1 which says that the BOS agree to call a STM after Labor Day in Sept. for the purpose of resolving the bylaw problem. When we go before the townspeople in Sept., we should clearly explain our present problem and advise them that the Town is working on a plan to allow Lowell to use our landfill for the 2-month period if necessary. Mr. Hart stated that in view of the fact that we cannot allow Lowell to bring trash into Chelmsford without a bylaw change, and, as time is running out on our agreement with Lowell, we can forsee that any solution as far as staying in Lowell would only be for one year at most, therefore, why don't we come to Chelms. and forget about Lowell. Mr. Lovering asked Mr. Rondeau that, and there is no problem, except that Mr. Tarbell from the State will have to advise Mr. Lovering what the State would do to us if we go from 2 to 5 days a week. Mr. Hart stated that as we have a month in which to ask Mr. Tarbell this, we should advise Lowell that we can't do it, because we can't bring trash from Lowell into Chelms. legally; Lowell would advise us that we can no longer dump in Lowell; and after the month is over and we get things straightened out, we can dump in the Swain Rd. Landfill, and already we have begun looking into alternatives. We will save money by dumping in our own dump, and that money could go towards any expenses we incur by making necessary improvements at our landfill recommended by Mr. Tarbell. Mr. Lovering presented the following idea, which he requested the Board members to keep confidential: There is a possibility that we could take, by eminent domain, a strip of land alongside Rte. 3 from Groton Rd., at the ramp-(there are some backyards there-residents won't like it) it would be a street, it would be screened & so forth, and run it from Groton Rd. into the back end of the dump, so that Swain Rd. would never be used as a street. Mr. Palmer said that there already is a road. We will look into this. The Bd. agreed not to advise Mr. Taupier or the City of Lowell anything until we get the one month extension from them. We could advise the townspeople that we cannot negotiate an agreement with the City of Lowell and we could advise Taupier that after conferring with Town Counsel we have been advised that we cannot allow Lowell to dump in Chelmsford, and if Taupier says we're out, then we're out. The Bd. authorized Mr. Lovering to schedule a mtg. with Louis Rondeau, Board of Health and Mr. Tarbell of the State, to begin to identify how much money we would have to spend & what we have to do to make Swain Road a permanent sanitary landfill for Chelmsford.

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to convey to Mr. & Mrs. Maurice Camire all right, title and interest, if any, held by the Tn. in the following two parcels of land: Parcel 1, Lot 14, Block 23, and Parcel 11, Lot 12, Block 23 - both on Seventh Avenue. The petitioners must get two appraisals for same (Article 54, 1976 ATM).

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to convey to Kevin Ferreira all right, title & interest,, if any, held by the Tn. in the following two parcels of land, for consideration to be determined: Parcel 1,Lot 39, Block 34 and Parcel 11, Lot 40, Block 34 - both on Lexington Street. The petitioner must get two appraisals for same(Article 56, 1976 ATM).

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to request that Mr. Michael Jamgochian attend the next Sel. Mtg. to discuss land he has requested to purchase in Article 55, 1976 ATM, located on Dover St., and Shore Drive. The Bd. will take no action until this mtg. is held.
The Bd. held on discussion regarding the Doyle Property.
On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to present a Key to the Town to Governor Michael Dukakis, in the event that he attends our Parade on July 5.

On a motion by Mr. Palmer, seconded by Mr. Lovering, it was unan. voted to adjourn the meeting. The meeting adjourned at 8:20 PM.

For the Board of Selectmen, by
Bonita Towle

Regular meeting of the Board of Selectmen held July 12, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer and Mr. Murphy. Mr. Lovering was on vacation, as was Mrs. Haines. Mr. Hart called the meeting to order at 7:30 PM.

Mr. Hart read letters of congratulations which the Board presented to Mr. Walter Hedlund, Chairman of the Town Celebrations Committee and to Mr. Robert Noble, Chairman of the Colonial Minutemen regarding the events of the Fourth of July Celebrations this year. The Board congratulated them on a job well done and Mr. Hart, on behalf of the Board, presented each gentleman with a Town of Chelmsford tie-tac.

Mr. Hart stated that a commendation would be forwarded to all persons who made donations for Fourth of July activities. Each Bd. member was provided with this list of names, as well as the press.

On a motion by Mr. Murphy, seconded by Mr. Palmer it was unan. voted to adopt the minutes of the Selectmen's Meeting held June 21. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Special Mtg. of the Bd. of Sel. held June 28, 1976.

Item 9 - re: sidewalks on Graniteville Road - the Bd. agreed to contact the county to determine just where they are on this project and determine what has been done to date regarding the sidewalks & engineering of same on Gran. Rd.

Corres. Sum. con't.

Item 13 - The Bd. concurred with the recommendation, but agreed to forward a copy of Mr. McHugh's report re: 72 Riverneck Rd., to the complainant.

Item 19 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to concur with the recommendations of the Town Acct. regarding encumbrance of monies in articles 13 & 22 of the list of money articles which the Bd. voted to encumber at their meeting on June 21.

Item 24 - letter from Sec. of State Guzzi congratulating CH on election as chairman of local political committee. The Bd. agreed to modify the recommendation to accept the report and forward copy of same to the Chairmen of the Democratic & Republican Town Committees.

Item 23 - Mr. Currier commented on the letter rec'd. from Wm. Quirk, NET&T re: high costs of converting from overhead to underground wires & the rules & regulations which must be met by a Town in order to convert to underground wires. Mr. Currier stated that as this cost ($390,000 to $400,000) is quite high and would probably not be accepted by the Townspeople, we shall not proceed with this matter any further at the present time. Mr. Currier further stated that he feels that the Bd. should not allow any poles to be set or re-set as close to the road as they are now in the Center section.

Item 25 - Mr. Murphy commented on recommendations rec'd. from Jerry House re: Summer Youth Program for 1976. Mr. Murphy felt that the recommendations are very good. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to endorse said recommendations and request that same be forwarded to the Lowell Youth Corps office with an accompanying letter requesting that next year, we would request that the Lowell office comply with the recommendations regarding Chelmsford as outlined by Mr. House.

Item 27 - Re: BOH screening session, etc. for position of Asst. Health Insp. The Bd. was notified at the mtg. that as of this date, no more appointments to the CETA Program are to be filled - the Bd. took no action on this letter.

Item 33 - As indicated above, no more CETA appts. are to be made, therefore, the Bd. took no action on the appt. of a Laborer at the N. Chelmsford Water District.

Item 38 - As the recommendation was to have the BOS review regulations for CETA Program, the Bd. agreed to address this subject as a separate agenda item at their next mtg. on July 26.

Item 48 - letter rec'd from City Mgr. Taupier of Lowell - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to modify the recommendation to "Accept letter".

Corres. Sum. adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the Adm. Asst's. Recommendations on the Corres. Sum. as amended and to include same in the minutes of the meeting by reference.

Unfin. Bus.

The Bd. agreed to hold on all appointments until July 26 when the full Bd. will be present.

Bond Issue Report - Mr. Hart stated that he and Mr. Gilet are working on a report re: street acceptance - there cannot be any changes on release of bond money. Mr. Hart requested that a hold be placed on this item as the report will be released soon on this matter.

The Bd. agreed to hold on discussion of the Grange Hall & the Emerson Prop. Dev. Comm. Report, as requested by Mrs. Haines - these subjects will be addressed on 7/26 when Mrs. Haines is present.

Town-owned land - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to: 1. forward Mr. Flynn's report regarding Tn.-owned land to the Rec. Comm; Park Dept; and Cons. Comm. for their review and comments, as they should be aware of the contents of the report; and if they are interested in some of the land, they shd. advise the BOS which land they are interested in; how much it would cost to do what they wish on the land; in order that within the next 2 to 3 months a conscious decision can be made regarding the land - their reply shd. be rec'd. by Sept. 1 in the Sel. office; 2. askTn.Counsel what type of flexibility the BOS has in disposing of some of the miscellaneous property; 3. have Bob Flynn, Tn. Planner, identify more clearly the areas in which some of the streets are located, as some are not on the map - perhaps a zip-tone could be used by Mr. Flynn which would allow reproductions in black & white with shadings.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to place an article in the next Annual Tn. Mtg. Warrant re: request rec'd. from Roger Clermont to purchase tax title land owned by the Town on Lot 43, Plott 66, Block 22 on Fifth Ave.

Mtg. with P.Neofotistos re: application for Dealer (Class II) License at 117 Princeton St.

A meeting was held with Peter J. Neofotistos re: his request for a Class II license at Princeton Auto, 117 Princeton St. Mr. Neofotistos was present & explained to the Bd. that he handles alot of dealer cars and cars which need repairs - and he has sold two cars by private sale without applying for license. The property is owned by Frank Burns - Mr. Neofotistos has operated one yr. at this location, and body work isn't his principal business. Mr. Hart asked Mr. Neofotistos how many cars he intended to keep on the premises, as this was not included on his application for a restricted # of vehicles...he said 15. Mr. Murphy asked if Mr. Neofotistos could supply the Bd. with records of his transactions, such as i.d.#'s, types of vehicles, etc. The Bd. agreed to table a vote on issuance or non-issuance of this license pending receipt of the above-requested information from Mr. Neofotistos to the Selectmen's Office. If this info. is rec'd. prior to the next Sel. Mtg., Mr. Neofotistos will be requested to attend Sel. Mtg. on July 26.

Cranberry Lane formally accepted by BOS

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to formally accept Cranberry Lane for Street Acceptance, as the Hghy. Supt. indicated that the st. is in acceptable condition for acceptance, and same was voted at the 1976 Annual Town Mtg.

The Bd. agreed to hold on the discussion of the Purch. Agent's Manual until Mr. Lovering, who is experienced in the field of purchasing, has a chance to review same and offer his comments to the Board at their next mtg. July 26.

Mtg. with J. Urban re: Vinal Sq. Parking Area

The Bd. met with James Urban re: Vinal Sq. parking area. This mtg. was scheduled in the hopes that both Mr. Urban and the BOS could come to some agreement re: improvements to the parking area. After surveying the property, it was discovered that Mr. Urban's building (a small portion) is on Town property for approx. 3 to 4 feet, near the side entrance to his bldg. Mr. Urban stated that anything the Tn. wishes to do to improve the area would be acceptable to him. There is a possibility that some agreement may be reached by both parties, which may take Town Mtg. action, by which Mr. Urban could swap property with the Tn, so that Mr.Urban would own the land on which his bldg. is located; and at the same time, Mr. Urban could consider hot-topping his area at the same time which the Town hot-tops the parking lot. The Bd. agreed to instruct Town Counsel to meet with Mr.Urban's attorney in the near future, to discuss the possibility of a trade and come back to the Bd. with their recommended agreement between all parties concerned. This trade would give each party approx. the same amount of footage.

Bldg.Insp. Com'n.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request that the Bldg. Insp. provide the BOS before July 26 Mtg. with his projected estimates & workload which should accompany the new fee schedule; the Bd. requested that this info. be rec'd. in this office in one week's time, in order that the Bd. may carefully review same prior to their next mtg. Revised budget projections shd. be rec'd. also before next Monday. The Bd. agreed to request that both Mr. Peter J. McHugh, Jr. & the Chelms. Businessmen's Assoc, or a rep. of the Assoc. be requested to attend the mtg. on July 26, early in the agenda, to fully discuss the fee schedule, etc.

Unfin. Bus. con't.

New Business

Mr. Currier commended Sel. Murphy on an article which he wrote which appears in the Spring Mass. Sel. Assoc. magazine on perambulating the town boundaries.

Mr. Currier suggested that an article which appears in the Spring Mass. Sel. magazine concerning recall, entitled "The Pitfall of Recall" should be forwarded to the Home Rule Advisory Committee for their review and information, and request that they forward comments on same to the BOS.

Mr. Currier stated that the Bd. has gone on record before as being opposed to cutbacks on state funding; however, he feels that whatever pay raise the State employees get will be paid by the lottery money which is being withheld from the cities & towns, thereby allowing our legislators to be able to fund the pay raise without increasing the sales, meals, or income tax - but yet having an impact on our property tax. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to forward to the Majority Leader of the House & Speaker of the Senate a letter informing them of our great and grave concern over the loss of lottery monies to the cities & towns; that it was a political gesture to keep the income tax, meals tax or sales tax from increasing by passing the costs to the cities & towns...Mr. Murphy amended Mr. Currier's motion as follows: BOS shd. send a letter to Reps. Freeman & LeLacheur & Sen. MacKenzie, thanking them for not voting for diversion, and asking that they would support a bill filed by Rep. Hatch to discuss the separate issues; and send a letter to Rep. Shea stating that we are aware of his record in the past, but asking that he reconsider the issues and we hope that he understands that original promises on the lottery have not been met, and we would hope that he would reconsider his past position on same.

Mr. Murphy will place cor. in the Reading Folder from the 5 Municipal Organizations to all local officials asking that we write to our legislators re: the above concern concerning the diversion of lottery monies to cities & towns.

Mr. Murphy stated that a few months ago we were contacted by the Town of Marlboro, stating that they were contemplating not permitting lottery tickets to be sold in Marlboro. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request Town Counsel to advise us what rights we have re: selling or not selling lottery tickets in Chelmsford; and do we have the right not to allow sale of lottery tickets in Town, before we take any action regarding same.

Mr. Palmer informed the Bd. that last week he was advised that three CETA employees did not receive their vacation pay on the day they had requested it. Philip McCormack, Treasurer of the Town of Chelms. advanced the employees their vaction pay last Friday, and their next check will be held by the Treas., and if there is any difference in pay, he will forward it to the persons involved. On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to inform the Tn. Treasurer & Town Acct. that when the above situation occurs, we would appreciate it if they could offer the same assistance in the future, as they did last week, regarding delayed vacation pay - and we will thank them for this assistance which they offered last week.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to allow the Little League and Senior League to use our PA system in their upcoming championships within the next two weeks.

[illegible]

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to advise the Bldg. Insp. that a flashing light is operating on the PHI building (modular housing) coming off the northbound ramp of Rte. 3 towards Drum Hill, and we request that he review this matter, as this may be a violation of the bylaws, and forward the Bd. a report regarding same.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to schedule for the July 26 agenda under discussion the Public Works bill and request input regarding same and how it relates to Town Depts. from the Town Planner prior to this meeting.

Mr. Murphy requested that the Bd. request input as to when the Toll House will be moved from the front lawn of the Town Hall, and where it will be moved.

Mr. Murphy reported on action by the State Legislature at the Constitutional Convention a week ago, dealing with possible amendments to the State law...one to the State constitution. Recently we asked that our reps. support Fiscal Responsibility Legislation which states that anything with costs that will have to be passed on to the local communities would require a 2/3 vote by both houses before it becomes a local option bill. That bill went through the Legislature without controversy, but it must be discussed by two successive Consti. Conventions. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to go on record with our representatives & senator thanking them for their support of the amendment, and asking that they take the forefront to make sure that it becomes part of the Consti. Convention which will be held next Spring.

Mr. Murphy stated that approx. two to three weeks ago this Bd. asked that Officer Norman Wellington be examined by a Town physician to determine his fitness for work in the Police Dept. To Mr. Murphy's knowledge, he has been out of work for close to a year on Sick Leave. All the community has on record are two letters from his physician stating that he has a problem with his back. Mr. Murphy asked Mrs. Haines if she knew the status of the examination, and the BOS asked the Bd. of Health if they could recommend a physician, but they informed us that they are not in the position to use the BOH physician to do this. Mr. Murphy sees no reason to wait any longer in selecting a physician to examine Officer Wellington.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to contact Medical Assoc. to help us select a physician there who is qualified to examine Mr. Wellington to determine if he is capable of working for the Town; this will be done as soon as possible at the convenience of the Town, within a two-week period. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted that if Officer Wellington is unavailable for physical examination as required by the Community, **further** pay will be withheld. Officer Wellington has not contacted the Chief within the past three weeks, which shows no good faith on his part.

Mtg. w/ W. J. Hennessey re St. accept. of Livery R. Ext.

A meeting was held with William J. Hennessey to discuss the acceptance of Livery Rd. Ext., and Mr. Hennessey is the developer. Mr. Hart read a letter rec'd. from Louis Rondeau, Supt. of Sts., which stated that the street has been completed and bond money has been released but there is a water problem at 12 Livery Rd. Ext., whereby water flows through a section of a stone wall causing an ice build-up at the end of the turn-around in winter, and a pipe drains water to the stone wall causing this problem. Col. & Mrs. Lloyd Nelson, 14 LRE, & Mrs. Shirley Schwartz of 12 LRE were also present at the meeting. Mr. Hart turned the meeting over to Mr. Hennessey who explained the problem from its beginning to the present time.

Mr. Hennessey explained that in the winter months, water runs down the driveway of the Nelsons' along the edge of the road, and it should end up in the catch basin. The Bd. agreed that as Mr. Hennessey had completed his requirements for Livery Rd. Ext., and that the residents now have the responsibility to keep the water off the road. Mr. Hennessey stated that he completed his work in good faith and feels that he did a good job. Mr. Hennessey said that he thinks the problem can be solved if a small culvert is put in, about 3 ft. deep, with a metal graded top, in the proper place to catch this water and let it go into the culvert, and a pipe can be inserted in the bottom of the culvert, taking it to the back of the garage, down the hillside, because the water is going to run down the hill anyway, off of lot 1, through the backyard of lot 2 (Nelsons') and run into the creek, where it would wind up sooner or later anyway. The owners of lot 1 should be responsible for alleviating this problem. Mrs. Schwartz stated that a dry-well has been installed so water is no longer running from the wall, she further stated that it was recommended to her to start a trench at her property to divert the water across her property & the Nelson's property and it would end up in the brook - this was agreeable to the Nelsons also. Mrs. Schwartz & the Nelsons agreed to put the trench in together, to help get the st. accepted as soon as possible, as this is their responsibility, not Mr. Hennessey's, pending approval by the Hghy. Supt. that st. is ready for acceptance.

Mtg. with W. Hennessey con't.

A mtg. was held with Mr. & Mrs. Michael Jamgochian re: purchase of land on Shore Drive. Mr. Jamgochian stated that he wishes to purchase these 3 parcels of land on Shore Dr. to add to his father-in-law's property, and keep the land in the family. Presently, there is 3000 ft. & if he had the addtional 4,000 ft. he could, perhaps, someday build a home on that lot, as 5,000 ft. are required for a house lot. The 3rd parcel abuts the lake, which belongs to his mother-in-law, Mrs. Michael Valeriani. Mr. Murphy advised Mr. Jamgochian that the Town is interested in purchasing land which abuts Crystal Lake. The Bd. agreed to take the matter under advisement until such time as the Bd. has an opportunity to review plot plans from the Assessor's Office; and after review of same, Mr. Jamgochian will be advised of the Board's disposition regarding this matter.

Mtg. with M. & M. Jamgochian re: purchase o land on Shore Drive

A mtg. was held with Mr. Francis J. Trombly, of Trombly Motor Coach Service, who requested a license to Carry Passengers from Rte. 3 between the Billerica Town Line & Int. Hgy. #495; Int. Hwy. #495 between Rte. 3 and Lowell City Line; & between Lowell City Line & Lowell City Line; Lowell Connector from Rte. 3 to Int. Hwy. #495 North. Mr. Trombly stated that he wishes to carry the passengers to the Billerica House of Correction. He further stated that at some time in the future, he may be interested in serving the entire Town of Chelms. with bus service. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to grant Mr. Trombly a license to carry passengers over the above-described route.

Mtg. with F. Trombly re: License to Carry Passengrs to Bil. House of Correction

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to disband the following Committees: Newton-Waltham Regional Refuse Disposal District; Transit Study Committee; Tree Committee;Lowell Incinerator; Rte. 213 Task Force; and Regional Transportation Authority.

[illegible] Committees

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to disband the Vandalism Committee; however, we will ask the Chief of Police for a semi-annual report on vandalism in Town, as this is under his jurisdiction.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to combine all committees re: Central Sq.(parking, traffic, etc.) combined into one Committee with Sel. Hart & Sel. Murphy working on the single Committee.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to concur with the request of the Rec. Comm. to encumber the sum of $13,753.63 for payment of bills, and to advise the Town Acct. of the Bd's. action regarding same.

[illegible] Bus. con't.

A five-minute recess was held at 9:35 PM. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to forward the 1976-77 Jury List to the Town

Unfin. Bus. con't - Jury List [illegible].

Clerk as amended.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:45 PM.

For the Board of Selectmen, by

Bonita Towle

Jurors Drawn

Jurors drawn by Sel. Philip L. Currier on July 12, 1976: For Lowell - Thomas Pelletier, 10 Pilgrim Road; For Cambridge - Joan Turk, 9 Chelmsford St., and Marion Kelley, 24 Bridge St.

Regular Meeting

Regular meeting of the Board of Selectmen held July 26, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:35 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Selectmen's meeting held July 12, 1976, as corrected.

Corres.Sum.

Item 7 - Mr. Murphy asked if the Captain's examination had been taken by persons interested in this position in the Chelms. Fire Dept. Mr. Hart informed him that it has been taken.

Item 21 - Mr. Murphy concurred with recommendations on same re: Edward's Field, but requested that in addition to the recommendations, that we forward the Chief of Police a copy of this letter, and ask that he take some action to insure that the area by the ballfields are properly patrolled, and that the bylaws are enforced.

Item 27 - Board discussion re: request for transfer from the Reserve Fund from the Building Inspector for $945 for a car for Bldg. Insp. Dept. Mr. Hart said that the Bd. is in disagreement as to whether or not the Bd. actually approved of the purchase of this vehicle for the Bldg. Insp. Dept. during budget hearings. Mr. Murphy stated that the Bd. went on record as being opposed to this vehicle when Sels. Currier, Murphy & Lovering were present at the Bldg. Insp. Dept. budget hearing on a Saturday in January. Mr. Lovering & Mr.Currier stated that Mr. Murphy's comments were accurate, and, on the evening when the Bd. voted on the Bldg. Insp. Dept. budget, the Bd. was opposed to the vehicle, and this was made clear to the Fin. Comm. Mr. Lovering stated that the article presented to the people at Tn. Mtg. cannot be overlooked, and for the Bd. to go against the article would be unauthorized and would be a mistake. Mr. Currier stated that the record should be set straight, and there were no changes to the Bldg. Insp.Dept. budget either at a Sel. Mtg. or at Tn. Mtg. and that at budget time, we could have saved $755.72, and that savings was used up, plus the $200 for operating a Town-owned vehicle vs. a private vehicle. Mr. Currier further stated that he feels that it is more expensive to operate a Town-owned vehicle. Mr. Hart said that the Bd. does not have the right to purchase the car. Mr. Lovering went on record as stating that he challenges Mr. Currier's statement with regard to cost savings. He believes that the alleged dollar amount which Mr. Currier stated could be saved by the Town is wrong, and he does not want to debate it tonight, but if Mr. Currier wishes to discuss same at a later date when the issue comes up again, Mr. Lovering thinks that they should carefully review the numbers. So, lest anyone becomes confused, Mr. Lovering does not believe that there are those kinds of savings.Mr. Murphy seconded Mr. Lovering's comments. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to deny the Bldg. Insp.'s request for transfer from the Reserve Fund in the amount of $945.

Mtg. re: Class II Auto Dlr's. license at Revol Vees,Inc.

A meeting was held with Tej B. Tanden, President of Revol Vees, Inc., re: his request for a Class I Auto Dealer's License at 80 Turnpike Road. Mr. Tanden informed the Board that Revol Vees is an auto distributor which buys and sells equipment, such as trailors and recreational vehicles and distributes them throughout the country. Mr. Tanden further stated that once in a while, it is necessary to keep a vehicle on the premises over night, in the event that it has been reposesed, but this occurs very seldomly. Mr. Tanden stated that Revol Vees, Inc., will not buy and sell vehicles which will be stored on the premises, except in the above-mentioned case of reposession, and that he will sign a voluntary covenant stating this. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to grant Revol Vees Inc. a Class I Auto Dealer's License at 80 Turnpike Road, pending receipt of a voluntary covenant signed by Mr. Tanden indicating that retail car operations will not be conducted at the corporate office at 80 Turnpike Road.

Mtg. with Cons.Comm.re: aerial mapping

A meeting was held with John Siraco of the Cons. Comm. re: aerial mapping. Mr. Siraco stated that the Cons. Comm. had interviewed two consulting firms - Schofield Bros. of Framingham & Emmons, Fleming & Bienvenu of Billerica. The Schofield proposal was $134,000 and EF&B proposal was $95,000. The photography has been completed, and if the Bd. wishes to go out for bids, the Cons. Comm. would recommend that EF&B finish the project, as they completed the first part. Mr. Murphy informed the Bd. that there may be a conflict of interest as the recommendations for aerial mapping came from the same firm who has the low price, and he would like to see some clarification of the law in this regard. Mr. Lovering was concerned with the specifications, and what the job will finally entail. The Bd. would like to either make an award or go out on bid after they do some home-work on all documents received to date regarding the job. Mr. Lovering volunteered to come up with that, and he will work with the Cons. Comm. & review their portfolio & preliminary specs, etc.

Mtg. with Bldg Insp. & Chelms. Bus. Assoc.re: fee schedule

A meeting was held with the Bldg. Insp. Peter McHugh, Jr. & Charles McArthur of the Bldg. Insp. Dept. and Mr. Mitchell Korbey, representing the Chelms. Bus. Assoc. to discuss the fee schedule. Mr. Korbey stated that the businessmen in Town, particularly in the Parlmont Plaza, are quite concerned over the fee schedule for occupancy permits. The businessmen do not object to an inspection, but they do not feel that they should have to pay for same each year. The Bd., after discussion, took this matter under advisement and requested that the Bldg. Insp. submit to the Sel. a schedule of all fees and also requested that the businessmen inform the Bd. which fees they feel should be changed, in writing. At this point the Bd. stopped further discussion on this matter, as another meeting had to be opened and recessed.

Public Hearing re: Drum Hill Liquor Mart,Inc. - expansion of premises

Mr. Hart opened a Public Hearing at 8:30 PM with Timothy Hehir, Mgr. of Drum Hill Liquor Mart, Inc., re: his request for expansion of the premises at 19 Drum Hill Road. No abutters were present and all return receipts were received. Mr. Hart recessed the hearing until after discussion re: fee schedule was completed.

continued - fee schedule discussion

The Bd. returned to the mtg. re: fee schedule. The Bd. agreed that perhaps the fee schedule should be published in the local newspaper, in order that the public could review same & offer comments. After fee schedule is rec'd. from the Bldg. Insp. and comments are rec'd. in writing from the CBA, a Work Session can be scheduled with all parties concerned. The Bd. further requested that the Bldg. Insp. forward projected receipts on the recommended schedule.

continued - Public Hearing re: Drum Hill LMI

Mr. Hart then re-convened the Public Hearing re: request for expansion of premises at 19 Drum Hill Road. Mr. Hehir explained that this request has been made in order that he could keep returnable bottles in this area, and, on occontinued - Public Hearing Drum Hill Liq. Mart, Inc. expansion of premises

casion, keep beer out there when a large order has been received and room has not yet been made inside the Package Store itself to accommodate same. Mr. Hehir stated that this expansion would be connected to the existing alarm system. No one spoke in favor or opposed to this change in premises. Mrs. Haines called the ABCC previously, and they suggested that the public hearing be held and that the Bd's. disposition be forwarded to them for their records & review. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to grant approval to Mr. Hehir's request for expansion of premises at 19 Drum Hill Road by 360 ft.

Mtg. with CETA Coord. re: federal register & phase-out plan

A meeting was held with Ralph House, CETA Coordinator re: Federal Register - CETA Regulations. Mr. House stated that the Fed. government is 99% sure that we will get additional funding, which would give Chelmsford approx. 7 new jobs, with a pay average of $160 pr. wk. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward a letter to City Mgr. Taupier of Lowell stating that Chelmsford will appeal the decision on the Chelmsford CETA Phase-Out Plan and we would like our own CETA Phase-Out Plan implemented, as we believe that it is consistent with Fed. regulations.

Mtg. with P. Neofotistos of Princeton Auto re: his request for Class II license at 17 Princeton St.

A meeting was held with Peter Neofotistos of Princeton Auto, re: his request at mtg. held July 12 for a Class II Auto Dealer's License at 17 Princeton St. Last week the Bd. had requested that he furnish id's for cars, license plates, and sale records to the BOS. Mr. Neofotistos, last week, brought a sampling of sales records. The Bd. advised Mr. Neofotistos that he had not brought in the requested info in detail. Mr. Hart asked him several questions re: cars still on his property and a "For Sale" sign on one car. Mr. Neofotistos stated that this was an oversight and when he noticed it, he immediately removed same. On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted 4 in favor, 1 present - Mr. Lovering voted as being "Present" as he was not present for the Sel. Mtg. July 12, to deny Mr. Neofotistos' request for approval of a Class II license at Princeton Auto for the following reasons: 1) The Bd's. request for additional info was not met; 2) Mr. Neofotistos failed to abide by Bldg. Insp. Dept. order that cars not be sold on the premises without a Class II license; 3) The fact that Mr. Hart, himself, noticed automobiles still for sale in the lot, even after the mtg. was held on July 12 with the Selectmen.

Mtg. with L. Rondeau, I. Greenblatt & Sec. of Env. Affairs & rep. of Bureau of Solid Wastes re: Haverhill Res. Rec. Fac.

A mtg. was scheduled with L. Rondeau & Ina Greenblatt to discuss recycling. Mrs. Greenblatt requested that the next mtg. with Evan Slavitt to discuss the Haverhill Resource Recovery Facility be held together, as Ms. Evelyn Murphy, Sec. of Environmental Affairs, is present at the mtg. At this point in time, the Bd. recessed for five minutes. Mr. Hart re-convened the mtg. at 9:35 PM and welcomed Ms. Murphy. Ms. Murphy introduced Mr. Fred Gross, from the Bureau of Solid Wastes. They spoke to the Bd. re: the State's plans re: HRRF. Ms. Murphy explained that the State is not planning to impose the facility on any city or town. The Bd. asked many questions of both Ms. Murphy & Mr. Gross. Paul McCarthy & Dr. Paul Canniff & Thomas Morris, Dir. of the Board of Health were present also. Ms. Murphy agreed to forward the Sel. a two or three page memo regarding the Marlboro plant vs. the Haverhill plant; to send invitations to Bd. members to attend negotiation mtgs. regarding this facility with Universal Oil Products; and will try to answer questions posed by the Bd. at this meeting tonight in a written memo.

Mtg. with L. Rondeau & I. Greenblatt re recycling

The Bd. then met with Mrs. Greenblatt and Louis Rondeau and several members of the EAC to discuss recycling. Chris Alexion, Purchasing Agent was also present. Mrs. Greenblatt advised the Bd. that the EAC is looking into the possibility of converting our Hghy. Dept. packers to compartmentalized vehicles for the recycling program, which would cost approx. $5,000 to $7,000, and which would separate trash. Mr. Hart stated that he does not think that our compressors can be converted to compartmentalized packers, and that perhaps we would have to trade-in our packer bodies for the compartmentalized vehicles. Mr. Lovering stated that he does not think that a mandatory recycling program in Town would work.

Mr. Hart stated that the entire matter comes down to convenience & cost to the Townspeople. Mrs. Greenblatt thinks we owe it to the people to ask their opinion regarding same. Mrs. Greenblatt asked the Bd. for a letter of support for the recycling program, as she felt that this would give a stamp of approval of same to the Townspeople. Mr. Hart stated that the fact that the Bd. is having the EAC look into this program should be a sign of the Bd's. approval itself, without having to write this in a letter to the EAC. Mr. Murphy suggested that the EAC & Purch. Agent get all the specs for a program & identify all cost collection and charge them to come back to Tn. Mtg. with an analysis so that we can have an article which says that we will purchase x number of modification units, etc. The Bd. will send a letter to the EAC stating that we want the EAC to develop the plans for the cost of the trucks, as discussed previously. At the next mtg. the BOS will take a vote on this subject, as we owe it to the committee & the public.

continued - discussion & mtg. re: recycling with L.Rondeau & I.Greenblatt

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to rescind our regular mtg. rules and continue the mtg. after 11 PM.

Bd. votes to continue mtg. after 11 PM

A motion by Mr. Currier, seconded by Mr. Palmer to allow smoking for the remainder of the meeting was defeated on a three to two vote, as Sels. Hart, Murphy and Lovering were opposed to same.

Item 33 - Mr. Currier suggested that in regards to lottery tickets in Town, the Bd. consider the possibility of voluntary compliance as a restriction on selling lottery tickets, by proclamation. Mr. Murphy stated that the current legislation is only for a year, and to do the above may be an exercise in futility. Mr. Currier will get more input from Townspeople regarding this subject.

continued - Corres.Sum.

Item 36 - re: Clock Barn - Mr. Lovering stated that he believes that this matter should not receive more publicity than any other zoning violation in Town, and he therefore disagrees with the Chairman's Rec. to read the response from Town Counsel aloud. Mr. Hart stated that he would not read it aloud, as the majority of the audience at the mtg. had already left the mtg.

Item 38 - re: letter from P.Shea, Representative concerning lottery funds being diverted from cities & towns - Mr. Currier stated that he does not feel that Mr. Shea's response answers any questions, as Ch. 70 funds do not come from the sale of lottery tickets but rather from sales tax money, and Ch. 70 funds & lottery money is not related.

Item 39 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to add the following to the Chairman's Rec: invite the remainder of the CP&BC to a Sel. Mtg. in the month of Sept. to discuss chairmanship and commitments of the CP&BC in the future.

Item 44 - re: new hire recommendation in Hghy. Dept. to fill vacancy caused by resignation of T. Flynn (laborer) & vacancy caused by resignation of J. Dahlgren, mechanic. Mr. Lovering stated that he feels that with regard to appt. of a laborer in the H.D., he would like to see a freeze on hiring new employees & replacements and request Mr. Rondeau to make due until the year is up with his current manpower. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted that before the position of mechanic is advertised, the BOS will review the Job Description to insure that all qualifications are included, and same will be presented to the BOS at their next mtg. August 9. On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering - to appoint Mr. Dennis M. Harper as a laborer in the Hghy. Dept. to fill vacancy mentioned above.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Chairman's Recommendations on the Corres. Sum. and include same in the minutes of the meeting by reference.

Bd. Reports

Mr. Lovering reported that he has a mtg. scheduled on July 27 at 9 AM with L. Rondeau & T. Morris to discuss the landfill, and Mr. Lovering will contact the Bd. members individually after same.

Unfin.Bus.

Mr. Currier nominated Richard Lahue, Jr. as Clock Winder. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint Richard Lahue, Jr. as Clock Winder.

Mr. Currier nominated Stasia Wojtas as Asst. Dog Ofsr-Mr. Palmer seconded the nom. Mr. Murphy nom. Barbara Zagrodnick-Mr. Lovering seconded the nom. Under discussion Mr. Murphy said that he valued highly impartial individual opinions from both the Dog Ofsr. & Assistant Dog Officer on all dog cases and that he would like to request an opinion regarding this appt. from Town Counsel, as there may be a conflict of interest, and a nepotism problem re: appt. of Mrs. Wojtas, as her husband is the Dog Officer. Mr. Murphy requested that any vote of the Bd. be conditional upon advice from Town Counsel. A roll call vote was taken as follows: Mr. Currier - Mrs. Wojtas; Mr. Palmer - Mrs. Wojtas; Mr. Murphy - Ms. Zagrodnick; Mr. Lovering - Mrs. Wojtas; Mr. Hart - Mrs. Wojtas - this motion is contingent upon opinion from Town Counsel. On a four to one vote Mrs. Wojtas was appointed as Asst. Dog Officer, pending opinion from Town Counsel that no conflict of interest exists and no nepotism exists.

The Bd. agreed to hold on appt. of Planning Bd. Engineer until the next Sel. Mtg.

Mr. Murphy moved the appt. of Rec. Comm. members as follows: Robert Roche; John Peters; Joan Murray. Mr. Lovering nominated Mrs. Joanne Weinert. Mr. Hart then suggested that the Bd. first vote on the re-appt. of members of the Rec. Comm; and also decide how many members the Rec. Comm. will consist of before the Bd. votes on appointments. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to appt. 3 additional members to the Rec. Comm., in addition to the four existing members. A roll call vote was taken as follows: Mr. Currier - John Peters, Robert Roche, Joan Murray; Mr. Palmer - J.Peters, R.Roche, J.Murray; Mr. Murphy - J.Peters, R. Roche, J. Murray; Mr. Lovering - J.Peters, R. Roche, J.Weinert; Mr. Hart - J.Peters, R.Roche, J. Murray. On a four to one vote as indicated above, John Peters, Robert Roche, and Joan Murray were appd. to the Rec. Comm., as well as the existing members Harry Ayotte, Robert Charpentier, William Dempster, Jr., and Paul Murphy.

Mr. Murphy stated that he would prefer not to serve on the Middlesex County Adv. Board as the Chairman's designee. Mr. Hart appd. Mr. Palmer as his designee on the MCAB.

The Bd. agreed to hold on Sel. apps. on Committees and Boards until the next Sel. Mtg. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted not to re-appoint the Engineering Screening Committee; Goals Committee, and add additional members to the Local Growth Policy Committee if appropriate.

Mr. Currier moved the re-appointment of Stephen Wojcik to the Historic District Comm. for a 3-yr. term.

Due to the lateness of the hour, the Bd. agreed to hold on the following Unfin.Bus: Street Acceptance; Grange Hall; Emerson Prop. Dev. Comm. Report; & Purch. Agent's Manual.

Mr. Currier moved that the Bd. sell lots on Shore Drive, as requested by Michael Jamgochian. Mr. Murphy stated that perhaps the Bd. should not sell the land at this time. Mr. Currier withdrew his motion. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to take no action on Mr. Jamgochian's request until December, 1976, and at that time, the Bd. will discuss same, and if at that time the Bd. determines that they do not wish to sell the land, they can vote that no more action be taken on the request without further Tn. Mtg. action.

continued Unfinished Business

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to remove the following persons from the Jury List, as both had forwarded the Bd. letters stating why they could not serve: Winnifred Colbert & James Depoian. Mr. Murphy moved that in the future, when persons request relief from Jury Duty, they should furnish the Bd. with a letter from their employers, rather themselves, or a Doctor, etc. This motion failed for lack of a second.

On a motion by Mr. Palmer, seconded by Mr. Lovering, it was unan. voted to approve the St. Light Requests and forward same to MEC for installation of same. Mr. Murphy asked Mrs. Haines if there were funds available for additional st. light requests. She informed him that $25,000 has been appropriated for same, and that she will instruct Rene LaRouche, Engineering Aide, to survey intersections, etc. in Town for installation of st. lights, and will furnish the Bd. with a report on same in November.

New Business

This evening at approx. 7 PM the Bd. was made aware of a problem re: Oasis House by Donald Butler. Mr. Butler informed the Bd. that there was a fire at the Oasis House and Share can not house juveniles there until the bldg. is approved as to safety by the Building Inspector. Mr. Butler requested the use of a house at Baptist Pond for a one-month period, in order that the youths may continue in the program while the Oasis House is being repaired. On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted three in favor, two opposed - Sel. Murphy & Sel. Lovering, to permit Share to house the juveniles at the house at Baptist Pond for a one-month period, pending approval by the Bldg. Insp. Peter McHugh that this is in conformance with the zoning bylaws.

Mr. Murphy requested that the following items be placed on the agenda for the next Sel. Mtg: Local Growth Policy Report discussion and a number of items which have not been acted on in quite some time, which the Bd. may not recall. Mr. Murphy will bring these items up for discussion at mtg. August 9.

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to request the Town Engineer to investigate a drainage complaint which the Bd. was made aware of this evening at 7 pm re: fill in the vicinity of Manahan St. from Terry DeWitt and forward the Bd. a written report on same.

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to request the Fire Chief to respond in writing to the Bd. re: his opinion of the bridge situation at Crystal Lake.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The mtg. adjourned at 12:05 PM.

For the Board of Selectmen, by

Bonita Towle

Sel. Mtg. August 9 cancelled due to Hurricane Belle

The Selectmen's Meeting scheduled for August 9, 1976, was cancelled due to the antipated damage of Hurricane Belle. By unan. vote, the Board at 4:00 PM on Aug. 9 declared a State of Emergency, which was lifted at 11:00 AM on Aug. 10. The mtg. was re-scheduled for Aug. 16, 1976.

Sealed bids for Fire Needs were opened by Evelyn M. Haines on Aug. 9 at 7:45 PM. They were as follows: Mathias-Hart Co.Inc: (fire hose) $64.70 pr length; Conway Associates: $980; American Fire Equipment Co.Inc: $1.15 ft; Charles Clougherty Co.Inc: $1.17 ft; Blanchard Associates: $1.08 ft; B.W. Pizura Co: $1.15 ft; Boston Coupling Co.Inc: $1.09 ft; Auburn Fire Equip.Co; $1.15 ft. The bids were turned over to the Purch. Agent & Fire Chief for recommendations for award of same.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held August 16, 1976, which was rescheduled from mtg. cancelled on August 9 due to hurricane watch. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer, Mr. Murphy and Mr. Lovering. Mrs. Haines, Adm. Asst., was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

The Board welcomed Lucia Schirru of Di Simaxis, Sardinia, who is visiting Chelmsford. Lucia and her family were sponsors of Chelmsford's Foreign Student, and she is on a visit to Chelmsford. A photograph was taken and a letter thanking the Board for welcoming Lucia was read from Silvio Dessi, Mayor of Simaxis.

Bid Opening for Aug. 9 opened by AA on 8/9

Mr. Hart stated that the August 9 Bid Opening was opened at the regularly scheduled mtg. on Aug. 9 by Mrs. Haines.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held July 26, 1976.

Corres. Sum.

Item 3 - The Board agreed to forward a copy of Mr. Day's letter re: balance sheet to the Finance Committee, if same has not been forwarded by Mr. Day already.

Item 5 - Mr. Murphy inquired as to whether or not Mr. Rondeau's memo re: Vinal Sq. parking lot is in the 'hold' status. The Board agreed that it was, and that further action will be taken on same in the future, perhaps at Town Mtg.

Item 7 - Mr. Murphy requested that the info. re: billing procedure in a letter rec'd. from the Bureau of Accounts be read aloud - info was as follows: Billing procedures for this service should be based upon an agreement with the four district towns in which connection I make no objection if it is on an annual basis, or at any other period of time within the fiscal period. The Bd. agreed to forward a copy of this letter, which will have this line underlined, to the Fin. Comm.

Item 9 - Mrs. Haines advised Mr. Murphy that the date that the mtg. with the Fin. Comm. re: budgets will not be until October. Mr. Murphy stated that a firm date should be established.

Item 11 - The Bd. agreed to forward a copy of our request & backup info re: sidewalks on Graniteville Road to the School Comm. & School Bldg. Comm. & request that Mr. Lynch furnish the Bd. with a timetable (if he will be able to accomplish preparation of plans for sidewalks on Gran.Rd.) regarding when work could commence on this project.

Item 13 - re: Rte. 213 & letter to Robt. Tierney from J.P. Hannon. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to acknowledge receipt of the copy of the letter to Mr. Tierney re: cor. F & take exception to its comments re: Corrider F.

Item 14 - Board discussion - letter rec'd from Dr. Wayne Peters re: promotion of water filtration plant with Chelms. & Lowell - Mr. Lovering informed the Bd. that letters have already been sent to the individual water districts regarding this matter. The Bd. agreed to take no action on this matter as they have nothing to do with the matter, it is up to the Water Districts.

Item 19 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to invite the members of the Flood Prev. Study Comm. to a Sel. Mtg. in the upcoming month to discuss the future of the Comm. & the direction of same. The Bd. took no action of the letter rec'd. from Mr. Costa at this time.

Item 21 - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to concur with the Chief of Police's recommendations to forward request of Chelmsf. Breakers to Town Counsel for his opinion as to whether or not they could be of service to the Town in aiding Pol. Dept. in patrols, etc.

Corres.Sum.
continued

Item 24 - The Bd. agreed to request that Mr. Rondeau forward the Bd. with more info re: easement at 78 Stedman St.

Item 25 - Mr. Murphy stated that all vehicles should be locked at night in the parking lot of the Highway Garage.

Item 26 - The Bd. agreed to hold on item 26 in order that Mr. McCarthy could review the restraining order re: Clock Barn. The Bd. will discuss this matter later in the mtg.

Item 28 - re: Middlesex Canal - Mr. McCarthy informed the Bd. that the matter is still pending & he will advise them of the outcome of same.

Mtg. with P.
Bienvenu re:
Drainage Project Priorities

A meeting was held with Paul Bienvenu re: Drainage Project Priorities & Fletcher St. Mr. Bienvenu advised the Bd. that an informal hearing was held with residents of Fletcher St. to discuss land takings to widen Fletcher St, and plans for same. Mr. Bienvenu stated that at this time formal public hearings should be held with residents to discuss same. Mr. Bienvenu also informed the Bd. that the Town does not own the land behind Dr. Currie's property, therefore, no swap can be made with him and perhaps some land will have to be taken by eminent domain if easements cannot be agreed upon. The Bd. agreed to schedule a Public Hearing re: this widening in the near future. Re: drainage priorities, the Bd. agreed to bid each item individually. The Bd. had previously discussed the priorities. Mr. Bienvenu stated that he will draw up necessary drain easements with Town Counsel where necessary. He further stated that he had rec'd. a complaint from Mrs. Gibbs of Locust Road re: drainage problem, which is quite important. The Bd. authorized Mr. Bienvenu to perform a drainage survey on same as soon as possible. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to allow Mr. Bienvenu to contact Town Counsel directly re: any questions he may have re: easement forms & contracts for the projects identified by the Board. Mr. Murphy suggested that Mrs. Haines determine the date by which funds for the projects must be expended. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to instruct Mr. Bienvenu to conduct necessary engineering work on Locust Road as soon as possible. Mr. Bienvenu will submit a summary progress report.

Corres.Sum.
Continued

Item 26 - Town Counsel confirmed the fact that an Auction at the Clock Barn on Boston Road would be allowed under the provisions of the Court Order. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted four in favor, 1 opposed-Mr. Currier, to allow Carl Stinson, Inc. to hold an auction on Sept. 9, 10, and possibly 11, at 10:00 AM each day.

Mtg. with
Tn.Planner re:
Pub.Works bil
Local Growth
Pol.Stment.&
Office of Loc.
Asst-Pl.&Mgt.
Assistance

A mtg. was held with Robert Flynn, Town Planner, re: Public Works Bill; Local Growth Policy Statement; & Office of Local Assistance Planning&Management Assistance. Mr. Flynn informed the Bd. that no money has been appropriated for the PW bill, therefore, by Sept. the Bd. should be advised of what the money can be used for. Mr. Lovering inquired as to whether or not it could be used for construction of a new Town Hall. Mr. Murphy stated that he feels that Mr. Flynn & Mrs. Haines & perhaps a member of the Bd. should attend a mtg. in Aug. re: Nat'l.League of Cities at which this subject will be discussed. Mr. Murphy requested that the Board place for discussion on the agenda for the Sel. Mtg. in Sept. or Oct. 11 action items which he would like to be discussed further, with regard to the LGPS. The Bd. then discussed the OLAP&MA - Even though it is past the deadline to submit info to DCA, the Bd. requested that Mr. Flynn explain to DCA the reason that info was not submitted was due to the hurricane watch, and therefore, the Sel. Mtg. was cancelled on Aug. 9. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to apply to DCA under Item 9-fees re: the OLAP&MA.

Mtg. with R. Monaco re: Summer St. & Req. for Trans

The Bd. met with Robert Monaco, Chairman of the Zoning Board of Appeals to discuss Summer Street & a Request for Transfer for $90 for a tape recorder & tapes. Mr. Monaco stated that Mr. Wojcik has a special permit, not a variance, to operate the professional bldg. on Summer St. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to instruct the Bd. of Appeals to contact Town Counsel re: a newly proposed policy for the Bd. of Appeals re: phone-in votes by Board of Appeals' members. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Hart, to approve the Bd. of Appeals req. for trans. in the amount of $90 & forward same to the Fin.Comm.

Mtg. with School Comm.& Asst. Supt.o Schools & R. Welch re: School Bus Routes & Crossing guards - plowing of sidewalks

A mtg. was held with Roger Welch of Marinel Trans; Myra Silver & Robert Hall of the School Comm. & Roger Smythe Asst. Supt. of Schools re: School Bus Routes-Crossing Guards-Plowing of Sidewalks. The Bd. discussed this matter at length with the above persons. Mr. Hall explained to the Bd. that up to 500 children whom are bused to school will walk to school if the School Comm. plan is implemented, as costs are so high. He further stated that there are three things that the plan will do, which are as follows: 1) we will start using the sidewalks which we have now; 2) it will solve some scheduling problems regarding busses; and 3) it will start to condition the community to realize that we've reached the point where youngsters are simply going to have to walk to school. After discussion, the Bd. requested that the School Comm. forward them with a complete list of sidewalks which the program will include, and which the School Comm. would like to have plowed in the winter. The Bd. also requested that the School Comm. furnish the Bd. with alternate solutions to the school crossing guard problem as soon as possible.

A five-minute recess was held at 10:20 PM.

Corres. Sum. continued

Item 30 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to notify Chief Germann that the Bd. expects an aggressive program to curb vandalism and not mere reports of their occurrence.

Item 44 - The Bd. agreed to instruct Town Counsel to obtain an easement which would permit extension of parking area at the corner of North Rd. & Parkhurst Road, and to furnish funds for materials for same as requested in letter rec'd. from Rev. Lee, Minister of the Church of Christ.

Item 45 - On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to table action on the Job Description submitted by the Hghy. Supt. for the position of Mechanic in the Hghy. Dept. until three weeks time has elapsed, in order that Mr. Currier may look further into same with our Labor Rel. Adv. & formally meet with the Chief of Police with facts regarding this position.

Item 64 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request the Bldg. Insp. & Fire Chief to view the bridge at Crystal Lake to determine whether or not it is on private property, and request the Bldg. Insp. to determine if we can do anything to correct the situation, and request the Bldg. Insp. to inform the Bd. if the bridge has been inspected for safety.

Item 69-Bd.discussion - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to award the property (lots 39 & 40) on Lexington Street to Kevin Ferreira in the amount of $500. Town Counsel will now be notified to take appropriate action regarding this matter.

Item 70 - Mr. Murphy requested that the recommendation be modified to have the
forward comments
Police Chief, rather than the Hghy. Supt., as it relates to right-turn-on-red.

Item 74 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to forward a letter of thanks to Mrs. Jane McKersie, who served on the Cons.Comm., as she resigned from same.

Corres. Sum. Continued

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to forward all persons whom resign from Boards, Commissions, Committees, etc. letters of appreciation.

Balance of Corres. Sum. Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Sum. and to include same in the minutes of the meeting by reference.

Board Reports

Mr. Murphy advised the Bd. that a mtg. was held last week with Mrs. Haines, Barbara Langworthy, Mr. Cox & Mr. Murphy to discuss technology transfer to determine ways in which the community may benefit from same.

Mr. Murphy advised the Bd. of action taken by the Local Governor's Advisory Committee protesting the transfer of nursery schools for the mentally retarded to local communities without discussing the matter with local officials. This is another example of how the LGAC is protecting communities. Mr. Murphy stated that the local communities should have been consulted before this action was taken, not after.

Mr. Murphy informed the Bd. of a mtg. held in early August with Mrs. Haines, Rep. Freeman, Rep. Rourke and himself re: abandoning of railroad line by Con Rail between Chelms. St. & Central Square, in which the Town has expressed interest in acquiring. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to go on record with the Dept. of Trans. as informing them that should they consider abandoning the line in Chelms. we would like to be advised as we are quite interested in acquiring same. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to apply to the Comm. of Mass. for funds to repair our railroad crossings at the Little League Field at Chelmsford & Fletcher Sts., and in the Center at the intersection of North Road & Rte. 110, under CH 601. The Bd. agreed to request Rep. Freeman to work with the State to help us obtain favorable consideration on our application.

Mr. Lovering advised the Bd. that he spoke to Louis Rondeau, Supt. of Sts. re: upgrading landfill on Swain Road to be ready for use by the Town on Sept. 1. He requested that Mr. Rondeau advise us in writing before the next Sel. Mtg. as to whether he feels the upgrading can be completed by Sept. 1, and how much money we would have to spend during the balance of this FY in order to operate the SRF. As far as Mr. Lovering is concerned, both the Bd. of Health & Hghy. Dept. are on notice and know the restrictions, and they feel that they can upgrade the landfill prior to Sept. 1.

Unfin. Bus.

Mr. Lovering requested that the Election Worker Appointments be held until the next Sel. Mtg.

Mr. Lovering apologized to the Board, as he was supposed to have a report on the Part-Time Planning Bd. Engineer ready for this mtg., the Bd. agreed to hold on same until the next mtg. Mr. Raab, CH of the Planning Board, addressed the Bd., as he is concerned with the fact that Mr. Cavanaugh's termination date is in Sept., and he was concerned that no recommendation has been made to date for a replacement.

On a motion by Mr. Currier, seconded by Mr. Palmer, the Bd. unan. voted to rescind their usual proceedure, and continue the Sel. Mtg. after 11:00 PM.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to hold the following items until the next mtg, which is scheduled for Aug. 23: St. Acceptance-Sub-Comm. Report; Purch. Agent's Manual; House Bills 1605; 1701 & 1708.

Unfin. Bus.

Mr. Lovering informed the Bd. that he has formed a draft letter to be forwarded to the residents of Chelms. re: the Bd's position on recycling. Mr. Lovering furnished each Bd. member with a copy of this draft, and requested that Bd. members review same, in order that a vote may be taken on same on Aug. 23.

New Business

Mr.Currier informed the Bd. that last yr. the BOS accepted Barry Drive for St. Acceptance, and instructed the Hghy. Dept. to install a berm on one side of the street to alleviate the drainage problem in the area. The berm was installed on the wrong side of the street - it was supposed to be installed in front of 17 Barry Drive, in front of the Powell's home. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to request the Hghy. Supt. to place the berm in front of 17 Barry Drive.

Mr. Murphy stated that at the last mtg. he had requested "What Ever Happened To" to be placed on the agenda for this mtg., which it was not. Mrs. Haines advised him that she will place same on agenda for Aug. 23 early in the evening.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to allow the Town to use our PA system during its invitational baseball tournament during August 26-30, and to request the Chief of Police to furnish a traffic guard at the Little League field, as we are the hosts of the tournament, from Aug. 26-30.

Mr. Murphy informed the Board that last Friday evening, he had occasion to go to the lumber yard in No. Chelms., and on his return, he found the yard at the Hghy. Garage open, and he observed a private vehicle in the bay. On a motion by Mr.Murphy,2nd by Mr.Lovering, it was unan.voted to request the Hghy. Supt. to forward a report on this incident, as the Bd. questions what right a private vehicle has to be in the bay.

Mr. Lovering suggested that the Adm. Asst. & Chairman consider the possibility of placing correspondence at the end of the agenda, and placing all hearings & mtgs. at the beginning.

MEETING ADJOURNED

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the mtg. The mtg. adjourned at 11:20 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held August 23, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Hart, Chairman, called the meeting to order at 7:30 PM. Mrs. Haines, Adm. Asst. was also present.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Aug. 16, as corrected.

Corres.Sum.

Item 2 - recommendation was changed to advise the Sewer Comm. that we suggest that they contact Paul Bienvenu, Engineer, for more info. regarding the photos and what possible use the Sewer Comm. may have for same.

Item 15 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request a written report from the Bldg. Insp. & C.Zaroulis by Sept. 13, with the idea that they will meet with the Bd. on Sept. 20 to discuss same.

Item 16 - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to forward a letter to our senator & reps. going on record that we support the changing of the legal drinking age to 19 years of age. Mr. Lovering supported this motion; however, he personally would like to see the drinking age raised to 21.

Corres.Sum. continued

Item 23 - Mr. Murphy stated that he feels that a member of a committee should not have to alert the Town when contracts expire - he feels that this should happen 'in-house' as a normal practice. The Bd. agreed that a location for placement of a bin should be discussed for North Chelmsford, by the Committee, in order that we will have 3 bins in Town.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Sum. as amended and to include same in the minutes of the mtg. by reference.

Unfin.Bus.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint the Election Workers for 1976-77 as listed on sheet presented to the Bd. on Aug. 16.

Mr. Lovering informed the Bd. that the Sub-Committee of the Planning Bd. & Sel. Palmer & Sel. Lovering met and agreed upon a rough Job Description for the Pl. Bd. Engnr. and recommended that the Town appoint the firm of Town Engineering Associates of Acton, MA at the rate of $15 per hour & will be appd. for a 6-mo. period on an as-call basis by the Planning Bd. It was also agreed that any maps, plans, etc. would be the property of the Town in the event that a subsequent change is made. Also, data which the current Town Engnr. has in his posession will be turned over to the Pl. Bd. in order that it can be turned over to the Town. Mr. Lovering nominated Town Engineering Associates - Mr. Currier seconded the nomination which was unan. voted on by the Board. Mr. Lovering stated that both he and the Planning Bd. are of the opinion that it would be beneficial to all parties concerned to have one engineering firm do all work for the Town, rather than have one for the Cons. Comm. & Planning Bd. and another to do work for the Town. This will have to be discussed further in the future.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to adopt the list re: Selectmen's Reps. on Committees as follows: Sel. Hart - Crystal Lake; Central Sq; Ration Rd---Sel. Currier - NMAC; Personnel---Sel. Palmer -MCAB; Crystal Lake; Indus. Dev. Fin. Auth; Communications---Sel. Murphy - Central Sq; Communications; Procedures; Youth Center; Veteran's Services; Credit Union; LGAC; MLC&T---Sel. Lovering - Local Growth Policy; Pond Street; MVSA. The Bd. agreed to disband the Goals Committee & Engineering Screening Comm.

Mr. Hart stated that the St. Accep. Sub-Comm. Report will be presented to the Bd. in Sept.

The Bd. held on the Purchasing Agent's Manual until the PA is back from vacation. Mr. Lovering stated that he would like to discuss in detail the subject of a stationary store.

Bid Opening-demo. at Emerson Prop.

Sealed bids for demolition of buildings on the Emerson Property were opened & read aloud as follows: Leo M. Rush - $3,300; Gor-Mac Demolition & Wrecking Contractors - $5,476; H.E. Allard, Inc. - $10,500; Michael McTeague - $2 per bldg; Chelmsford Excavating Company, Inc. - $6,500. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to take the bids under advisement & refer same to the P.A. for recommendation for award.

Unfin.Bus. Continued

The Bd. agreed to forward the letter which was drafted by Sel. Lovering & given to each Bd. member last week to the taxpayers re: recycling, and at the same time request the EAC to undertake the study for 1977 Town Mtg. action on an expanded recycling program.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to forward a letter to our Senator & reps. and the Mass. League of Cities & Towns & Mass. Sel. Assoc. & the proponent of bils 1605, 1701 & 1708 & urge that they vote against these bills.

Unfin.Bus.
Continued

Mr. Hart stated that we have a mtg. set up with the School Comm. on Thursday at 7:30 PM to discuss sidewalks & crossing guards. Mr. Rondeau will also be present. Mr. Rondeau will answer questions by Bd. members. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request the Fin.Comm. to attend this mtg. if they wish.

Public Hearin
gas.storage
at 25 Davis
Rd - J.Arenstr

A Public Hearing was held on the application of John & Anne Arenstam for gasoline storage at their home at 25 Davis Road. All Return Receipts were received. The request is for underground gas. storage of 3,000 gallons of gasoline for use for Lawnmower, garden tractor & snowmobile. No one was present to speak opposed or in favor of this storage. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to grant approval of this license for 3,000 gallons of gasoline to be stored underground at 25 Davis Rd. The application was approved by the Fire Chief & Bldg. Insp.

Unfin.Bus.
Continued

Mr. Lovering informed the Bd. that with regards to the Police Reorganization, because of the problem of overtime, he cannot really propose the type of reorg. he would like to at the present time, but he stated that in the Fall when budgets are being prepared, he would like to see an outside professional analysis done on the performance of the Police Dept. Mr. Lovering further stated that he would like to see the consultant work with the union and the Chief on this matter. All members of the Dept. should be consulted for any input they may wish to offer regarding this subject.

Mr. Murphy prefaced his remarks re: "What Ever Happened To" items by informing the Bd. that he did not expect an answer on all 27 items this evening, but he would like a short status report on same, as some items have been pending for over one year. Mr. Murphy stated that if the Bd. had no objections, he would try to come up with a proposal to remind the Bd. when something is long overdue-the Bd. had no objections to this. Mr. Lovering stated that the Bd. had previously debated functional responsibilities for the Bd., but had agreed that because there was a division of opinion, decided it was not the thing to do. Mr. Currier stated that he would like to see this subject placed as an agenda item for debate at the next mtg.

Public Hearin
Wine & Malt
CVL-29 Chelms.
St. Stuart St.
Chowder Soc.

A Public Hearing was held re: application of Brigham's Inc., 29 Chelmsford St. for a Wine & Malt Beverage Common Victualler License. Mr. Howard Wayne, Attorney, represented Mr. Norman Prendergast, who will be the mgr. of Stuart St. Chowder Society (name to be changed if license is granted), who was also present. All Return Receipts were received. All the stock for the SSCS is owned by Brigham's Inc., which is a subsidiary of Jewel Companies, which is a subsid. of Star Markets. A seating capacity of 128 is contemplated, with parking for 34 cars. Food would be served cafeteria style, and there would be no lounge. The Bd. agreed to request a legal opinion from Town Counsel to determine whether or not a weekday entertainment license would be required(if the license is granted) for Musak, which is a piped-in type of entertainment. No one was present to speak in favor or against issuance of said license. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to grant approval of a Wine & Malt Beverage Common Vict. License to the Stuart Street Chowder Society at 29 Chelmsford St.

Wine & Malt
Bev. License
quota filled

At this time, Mr. Hart stated that there are no open applications for Wine & Malt Beverages Licenses or Wine & Malt Beverages Common Vict. Licenses, as our quota has now been filled.

Mtg. with L.
McInerney,NYC
& R.House
re: NYC report

A mtg. was held with Linda McInerney of NYC & Jerry House, CETA Coordinator re: NYC report. Ms. McInerney expressed her displeasure with the wording in the report on NYC forwarded to Mario Alfano by Mr. House. The Bd. explained to Ms. McInerney that the comments in the report were merely constructive criticism, and were meant to offer suggestions for next year's program.

Mtg. with K. Byam; R.Welsh; R.Germann re: bus driver's safety program

A mtg. was held with Kenneth Byam, Chief Robert Germann & Roger Welch re: bus driver's safety committee. Mr. Byam informed the Bd. that a 6-member committee has been formed to study accidents in town with school busses and to investigate ways in which to prevent same. Mr. Byam will forward the office with a copy of their monthly bulletin. The Comm. feels that the Bd. should be made aware of any complaints they receive regarding bus service, and vice-versa. The comm. consists of four bus drivers, Chief Germann and Roger Welch. Mr. Welch informed the Bd. of a new law which requires bus drivers to have 7-8 hours of in-service training & Mr. Welch further stated that there is another new law re: safety exits & classroom instruction for students which will be mandatory in Sept.

Unfin.Bus. Continued

The Bd. discussed the following Unfinished Business as follows: Police Regulations: They will be placed on the agenda for discussion when we receive input back from Atty. Crowe in response to the letter regarding same from the Union; Chief Germann's report: The Bd. agreed to forward a reminder to Chief Germann re: changes; Mtg. with Chief - Recording Devices: Mtg. will be held with Chief in Sept; Lights at Mall: Paul Bienvenu is planning to meet with C.Mistretta re: funding for lighting - and a report should be forwarded by Mr. Bienvenu by the next mtg; Drainage Problem - Fairbanks Rd: is being looked into by Mr. Bienvenu; Engineering Survey - Locust & Garland Roads: insure that Garland Rd. is on list, as Locust Rd. is being investigated by Mr. Bienvenu; Firearms Signs: are installed; New Development Signs: Mrs. Haines advised that Mr. Rondeau has encountered a cost program, as not enough money has been appropriated - the Bd. agreed to request a written status report on same from Mr. Rondeau; chipper report: request a report from the Hghy. Supt. re: costs of operating the chipper at the dump & how much it was used by the public; Indus. Dev. Comm - wait until after Labor Day to set up a mtg. with members; Trans. Comm - Mr. Palmer moved to disband the Comm - the motion failed for lack of a second - On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to instruct Sel. Currier to formalize a charter for the committee & establish what he feels the membership should consist of & report back to the Bd. in one month; Personnel System(Sel, Pers, Fin): On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to appoint Sel. Currier as Chairman Pro-Tem of this committee; Personnel Benefits(Sel,Fin,School): Chairman Hart appointed Sel. Palmer as liason to this committee; Teenage Alcoholism Survey: the Bd. agreed to ask Donald Butler for a date when the survey will be implemented; Snowmobile/Trailmobile Survey: Mr. Currier informed the Bd. that surveys are still coming in; Flood Hazard Map: will be discussed when Comm. meets with Sel. in Sept; Performance Evaluation Program: Mr. Lovering will give a date after Labor Day when same will be discussed; Town Priorities: On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to have the Adm. Asst. prepare a report on the results of last year's priorities after Sept. for the Board's review of same; Technology Transfer: mtg. was held with Mr.Cox and we are awaiting an answer within the next two weeks.

New Business

Mr. Currier reported that a truck has been parked on the rt. hand side of Rte. 4 before the Billerica Line for some two weeks - it is a Global Van - the Bd.agreed to request the Police Chief to investigate same, as different license plates are on the truck quite frequently, and the Bd. further requested that the Chief advise them who owns same.

Mr. Murphy requested that each of our SHARE reps. furnish monthly reports and ask them to inform us who will support SHARE & where we stand re: per capita levy.

Mr. Murphy suggested that we inquire of the Comm. to Update Town History what plans they are making regarding the use of the data and also ask them to come up with some alternate funding for the publication of the history and request them to get back to us with suggestions to accomplish the above.

The Bd. agreed to ask Mrs. Haines & the Tn. Acct. to make an audit by the end of November re: attendance records.

New Business Continued

The Bd. agreed to vote on the Outstanding Municipal Employee during its first mtg. in Sept.

Mr. Murphy reported that the Central Square barrier is missing which prevented motorists from going the wrong way down Rte. 4 - there may be a more beneficial means of accomplishing this, and the Bd. agreed to ask Mr. Rondeau his feelings on this matter.

Mr. Murphy moved that the Bic. Comm. advise the Bd. of Sel. by the end of Sept. where & when they plan to move the Toll House - Mr. Palmer seconded this motion-under discussion, Mr. Lovering stated that he was opposed, as he felt that the Sel. should have a say in where the Toll House will be moved. After discussion, Mr. Murphy withdrew his motion, & Mr. Palmer released his second, and stated that he would support the idea that the Sel., at the end of Sept. the Sel. will decide where & when it will be moved. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted that the Bd. of Sel. solicit opinions from the Hist. Comm.,Bicen. Comm.,& Historical Society and at the end of Sept. the Bd. will decide where the Toll House will be moved to and when it will be moved.

The Bd. discussed the placement of the Fiske jockey.The Bd. agreed to place the jockey on a pedestal in the Sel. Mtg. Room on an interim basis.

Mr. Murphy advised the Bd. that approx. one week ago he was approached by Robert Gagnon of the CLRC who discussed modification of some work which is being conducted on the Lake which has to do with grading around the Legion. He had pursued far enough to indicate that the engineering firm would accept that. Mr. Murphy stated that the Bd. should take the policy that anything of this nature ought to come from the CLRC, as a vote of the committee. The Bd. agreed to forward Mr. Gagnon a letter stating that the Sel. expect the CLRC to discuss these matters first as a committee, and then to come before the Selectmen if they wish to proceed further with change orders, etc.

Mr. Murphy suggested that the Adm. Asst. research the rules & regulations re: Special Municipal Employees, as it may be proper of the Bd. to rescind its vote re: Wiring Inspector, as he is full-time now.

Mr. Murphy brought up the subject of the work session re: Accepted & Unaccepted Streets - this will be scheduled for some time in the near future.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering, to inform the Youth Center Adv. Comm. that at the present time the Sel. feel that due to lack of input, it is not proper for the Bd. to form a blue-ribbon committee at the present time for a community center.

The Bd. agreed to request the Park Dept. to do some outside cutting at Mill Rd; the Grange; and the Quessy School & East Schools, as their schedule permits, as it is now our obligation to maintain same.

The Bd. agreed to request a report from the Tn. Acct. re: would he be interested in helping to formulate a Capital Improvement Plan - this info was requested of him previously, but the Bd. has not been advised of his disposition to date.

Mr. Lovering requested that the Bldg. Insp. check on a possible zoning violation at the corner of Winslow & Rack Roads - a home is being occupied by a large number of young people.

Mr. Lovering reported that Mr. Rondeau sent a response in stating that he will be ready on Sept. 1 to start to use the Swain Rd. landfill; however, for the remainder of this Fiscal Yr. there will be approx. $61,000, not including any unforseen circumstances. The Bd. agreed to get a detailed, itemized, narrated breakdown as to what the $61,000 will consist of. In addition, Mr. Lovering

New Bus. continued

also requested that when the Supt. of Sts. give us that info, that he inform the Bd. of how much money will be available in his current budget, which we will not have to give to the City of Lowell as part of our $11 a ton dumping charge, and make a judgment of what is available, because he will not be able to spend that money for just anything, we want to identify that and freeze it, so that when it comes time to spend some money on other areas we can have a place from which we can take the money.

Mr. Hart stated that he has received complaints re: Hghy. Dept. employees' coffee breaks. He has been advised that the coffee breaks are for an excessive period of time and that on many occasions on Fridays, Hghy. Dept. trucks are parked outside of banks during Hghy. Dept. working hours. The Bd. agreed to request a report from the Hghy. Supt. re: how he schedules coffee breaks and what his policy is re: check-cashing during normal working hours by Hghy.Dept. employees.

Mtg. Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting was adjourned at 10:10 PM.

For the Board of Selectmen, by

Bonita Towle

Mtg. with School Comm; Supt.of Sts; Fin.Comm; Police Chief to discuss School crossing guard & snow plowing of sidewalk problems

A meeting was held on August 26, 1976, to discuss school crossing guards & sidewalks & plowing of same. The following persons were present: Selectman Paul Hart; Evelyn Haines-Adm. Asst; T.Rivard-Supt.of Schools; Myra Silver, Carol Cleven and William Reynolds-School Comm; Robert Germann-Chief of Police; Louis Rondeau-Supt. of Streets; William Edge, Richard Sullivan-Fin. Comm. Members. Mr. Hart called the meeting to order at 7:30 PM.

At the conclusion of the meeting it was agreed that seven additional school crossing guards would be hired through the Police Dept.& charged to the School Dept. It was also agreed that the Supt. of Sts. will advertise for two separate bids re: plowing - one for the plowing of the snow & the other for the removal which will be charged to the Hghy. Dept's. Snow & Ice Account. The Fin.Comm. agreed to honor a request for transfer if needed during the winter if this account is depleted.

Mr. Hart instructed Mrs. Haines to obtain the necessary votes of Board members to implement the above and to advertise the positions of school crossing guards in the Lowell Sun. The School Comm. sub-committee planned to meet after this mtg. to officially vote on the above, Mr.Reynolds stated that a member or the Supt. of Schools will telephone the Sel. Office on Aug. 27 to advise their disposition on same, officially.

Mtg.adjourned

The meeting was adjourned at 8:55 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held Sept. 13, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines was also present. Mr. Hart, Chairman, called the mtg. to order at 7:30 pm.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Sel. Mtg. Aug. 23 as corrected and the minutes of the Special Mtg. Aug. 26.

Paul Fawcett, a Boy Scout from Troup 77, was present for credit towards his Citizenship in the Community Badge.

Board Reports

Mr. Currier reported on a meeting on Aug. 25 at which he and Mrs. Haines were present, as well as Rep. Freeman, Louis Rondeau, Maurice Teehan, & Raymond Rourke to discuss railroad crossings. The purpose of the mtg. was to determine whether or not we could get railroad crossings on Chelmsford St. & in Central Square federally funded. There is 90% Federal funding & 10% State funding available, but this would take at least a year of waiting & disputing, and this would be a very expensive proposition - approx. $100,000 to put in new crossings. Our name is on the list for the crossing funding, and Raymond Rourke and a rep. from FHWA & Louis Rondeau will hopefully have an answer for us in April as to whether or not the work will be done next year. Also, there are no funds available under Chapter 601. Mr. Lovering stated that perhaps it would be a good idea to form an action item list for Rep. Freeman, in order that we can keep track of the items which Rep. Freeman indicates that he intends on solving.

Mr. Hart reported on a mtg. held two weeks ago with the School Comm. regarding sidewalks & plowing of same. Seven additional crossing guards will be hired & will be paid by the School Dept. Mr. Rondeau, Supt. of Streets, will advertise for bids for the snow removal & plowing of the sidewalks.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request Town Counsel to act on behalf of the Board and file an answer prior to Sept. 19 regarding the holding of a restraining order regarding flea markets at the Byam House. The case is the Byam Property Owners vs the Board of Selectmen et al. Each Bd. member was served over the weekend with a summons. Originally the Bldg. Insp. had issued a permit to hold a flea market at the Byam House, but he revoked same after discussing it with Town Counsel.

Unfinished Business

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to place the following names in nomination for appt. to the Conservation Commission: Claire Thompson, Frank Siraco, Edward Duffy and Nancy Spicer. The vote was as follows: Mr. Currier - Mr. Duffy; Mr. Palmer - Mr. Duffy; Mr. Murphy - Mr. Siraco; Mr. Lovering - Mr. Duffy; Mr. Hart - Mr. Duffy. Mr. Duffy was appointed on a four to one vote.

See Page 167 for more discussion re: the above appt. to Cons. Comm.

Special Pol. Officer-Asst. Dog Officer

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint Mrs. Stasia Wojtas, Asst. Dog Officer, as a Special Police Officer.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint William Edge, 166 Dunstable Road, as Outstanding Municipal Employee for 1976-77. All nominations received will be made available to the public and the Adm. Asst. will issue a Press Release this week regarding Mr. Edge. The other nominees were as follows: Edgar Theriault-Custodian at McCarthy Jr. High School; Gail Minns-Assessor's Office Staff Member; Lorraine Lambert-Chelms. Teacher's Aide and Eileen Hood-Secretary to Principal at Chelms. High School.

The Bd. discussed functional responsibilities. Mr. Lovering stated that if the Bd. had func. resp. we would be able to keep a better record of the status of items. The Bd. could divide issues or problems up amongst the five members and bring back input to the Bd. at mtgs. Mr. Hart stated that he feels that the Bd. is currently using the func. resp. program. Mr. Lovering stated that this will not work if a member of the Bd. does not wish to give it a try. Mr. Lovering stated that he would like to speak to each Bd. member individually regarding this subject.

Mtg. with Flood Prev. Study Comm. re: report

A mtg. was held with Harold Costa, CH of the Flood Prevention Study Comm. to discuss drainage & Flood Control Report. All three members of same will be resigning from the Committee in the near future. Mr. Costa stated that the Hud Flood Plain Map has not come out yet, but he expects that it will be published in the near future. The FPSC feels that they have reached the end of their resources, and they stated that they would be willing to work with the Sel. & Planning Bd. to provide any information needed regarding the report, etc. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to send a copy of the final report to the Planning Bd. informing them of their jurisdiction in this area and ask that the Planning Board take steps towards implementing the report & bringing something to next year's Town Meeting and the BOS will appoint a member to be a liason with the Planning Board.

Unfin. Bus. continued

The Bd. discussed the Emerson Property Development Committee Report dated June, 1976. Most of the recommendations in the report have been already implemented over the past three months. There will be no fire alarm or alarm system, and the parking area will be oiled in the Fall. The Youth Center is already utilizing the building for office space, and within the next 3 weeks Mrs. Haines expects to move the Purchasing Agent, Town Planner and CETA Coordinator's offices to the Emerson House. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to put together cost factors for a new Town Hall on the Emerson Property of a colonial design and prepare an article for the next Town Mtg. - this is to be accomplished by the Emerson Property Dev. Comm. Mrs. Haines will furnish the Bd. with status reports periodically regarding the property & developments at same.

Public Hrng: MEC Pole Location - Varney Ave.

A Public Hearing was held regarding a Mass. Electric Pole Location on Varney Ave. Mrs. Pierce and Miss Gladys Asaly and Miss Adelene Asaly were present in favor of recommendations of Mass. Electric to install a new pole on Varney Avenue with a light on it to illuminate Varney Ave. in the vicinity of the Varney Playground. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to instruct Mass. Electric to install a pole in the vicinity of the Varney Playground & install a street light on same as indicated in plans furnished to the Bd. by Mr. Pigeon.

Mtg. with T.Exarchos re: Com.Vic. License - Chelms.House of Pizza

A mtg. was held with Teddy Exarchos to discuss his application for a Common Victualler's License with four tables at 8 Vinal Square. Mr. Exarchos explained that the restaurant would be opened from 11:00 AM to 11:00 PM. He has two other pizza parlors, one in Westford & one in Dracut, and would like to open a 'Chelmsford House of Pizza.' Mr. Hart advised Mr. Exarchos that if the Sel. approve of this application it must be approved by the Bldg. Insp. & Bd. of Health. Mr. Lovering stated that he feels that another pizza parlor is not needed in Town, and is not in the best interest of the Town in that area. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was voted four in favor, one opposed - Mr. Lovering, to grant Mr. Exarchos a Common Victualler's License at Chelmsford House of Pizza, 8 Vinal Square.

Unfin.Bus. continued

The Bd. discussed the Purchasing Agent's Manual furnished by Christos Alexion, Purchasing Agent. Mr. Alexion stated that he feels that these guidelines will be useful in the future re: bid procedures, etc. Mr. Currier stated that he would like to see some definition re: bidding for services & in Section 1 - Mr. Alexion explained that item 1 under Purch. Policy - Full power to purchase in the hands of a qualified central authority - would only occur if and when a PA is picked up by the Town. Mr. Currier would like to see the following defined: The Bd. of Sel. has the authority to award bids. He added that if our bylaw is neglected, we should improve upon it. Mr. Murphy stated that some committees award bids and other committees refer bids to the BOS for award, as it should be. A memo stating this was forwarded to all depts. & comm. some time ago. Mr. Alexion, responding to a question from Mr. Murphy, stated that any purchase of property for any dollar figure is the property of the Town of Chelms. Mr. Murphy stated that he does not think that it is clear as to who owns what. Mr. Murphy requested over a year ago a bidders' list, and what he received was a list of those who bid, he is looking for a list of persons invited to bid. Mr. Murphy stated that the PA should conduct regular mtgs. with Dept. Heads to do some grouping re: purchases through State Contract Purchasing. Mr. Alexion stated that he often does not find purchases needed by the Town within the list of State Contract Purchasing. There is no response from the three major depts. with regard to state contract purchasing. Mr. Murphy stated that perhaps a policy should be established re: state contract purchasing for all Town Departments. In Sec. I, page 6 item 9, Mr. Murphy requested that the word'consent' be changes to 'advice' as follows: The actual purchase through such a plan will only be made with advice & consent of the BOS who in turn may prefer to seek the advice of Town Counsel. Mr. Alexion stated that Sec.

Unfin.Bus. continued

III is for the future, but he has implemented the junk mail catalog. The concept of stationary store is for the future. Mr. Lovering talked about commital authority, and asked who has the authority to commit the Town of Chelmsford. This will have to be established. The Sel. would not like to have unlimited commital authority for the Purch. Agent, but would like to retain, at some level which we can decide later, that the BOS make the award, after receiving recommendations from the PA, and it will be in the minutes, and that will be the PA's authority to place purchase orders. We should clarify commital authority with some set level. Re: Section I, page 4, item 2b, Mr. Lovering recommended that it be amended as follows: Vendor's representatives will normally visit the Purchasing Department. Para.2d, below that - the word 'official' should be changed to 'contractual' as follows: Contractual corres. with suppliers shall originate ...sent to the Purch. Dept. In Sec. II, page 15, section H2 should be omitted. In Sec. III, page 19 - Staff Services - Mr. Lovering stated that he is not prepared to implement the concept of Stationary Stores at the present time. In Sec. III, page 22 - Related Purch. Services D (Purch. Dept. Records) - Mr. Lovering asked Mr. Alexion how long he intends on keeping records. Mr. Lovering suggested that Mr. Alexion get a reading on the statute of limitations & Uniform Commercial Code, as he would like to see the length of time defined. Mr. Lovering stated that he hopes that, as this will so drastically effect purchasing in Town, each Dept. Head will have a chance to review the manual when the final version is prepared, in order that they may comment on same. Mr. Lovering stated that he feels that the best way for the Bd. to handle the commital authority matter is to forward Mr. Alexion with a memorandum giving him commital authority at different levels. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to instruct the Purch. Agent to revise the manual as indicated at this meeting, and come back to the BOS at some time within the next two to three months with a revised edition, and further, forward the existing copy as a rough draft to all Dept. Heads for their comments directed to the PA in the upcoming month.

The Bd. discussed the Grange Hall. Mrs. Haines stated that the Chelms. Theatrical Asso . is quite interested in use of the Grange Hall. She will request the local newspaper to print a story about the Grange, stating that proposals will be reviewed for one month, and then the Bd. could meet with all parties concerned regarding the building. Mr. Currier suggested that proposals be forwarded to the 4-H Club & the Middlesex County Extension Service. Mrs. Haines will screen the proposals received. Mr. Murphy suggested that the bldg. be utilized by a maximum number of persons & more than one group could use the bldg. He further stated that he would like to see some of the persons interested to look into federal grants for creative arts, etc. This would be a viable facility, which may be one plus in terms of getting a grant & renovating the bldg. Mr. Murphy stated that we should perhaps have an independant evaluation by the Town Acct. as to what happens if we decide to offer the bldg. for sale-commercial. Mr. Lovering agreed with Mr. Murphy, stating that we should examine selling the property commercially, and perhaps we could take these assets and put them towards a new Town Hall.

At 9:55 pm the Board recessed for five minutes.

Corres.Sum.

Item 8 - The Bd. agreed to add the following to the AA recommendation: (Accept report & notify Pol.Chief that in accordance with contract agreement, no overtime is to be paid unless employee has worked 40 hours) pending opinion by the negotiator as to the legaility of such. Mr. Lovering requested that the Bd. ask the Tn. Acct. to examine the Fire Dept overtime & Highway Dept's. policy regarding this practice. The Bd. agreed to this request.

Item 9 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to turn this matter of st. accept. for Piccadilly Circle over to Town Counsel to determine what jurisdiction we have & if we do have jurisdiction, proceed & inform the developer of his obligations to get plans, profiles & legal description for residents.

Corres.Sum. continued

Item 10 - Mr. Murphy asked who would attend the work session re: fee schedule. Mrs. Haines stated that the BOS, Businessmen's Assoc. & Bldg. Insp. would attend. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was voted three in favor, two opposed - Mr. Currier & Mr. Palmer, to hold this work session at a regular Selectmen's Meeting, rather than at a work session which would not be held during a regular mtg.

Item 20 - The Bd. agreed to combine Item 20 & Item 48, as they both relate to the Public Works Employment Act. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to submit an article in the next Special or Annual Tn. Mtg. Warrant authorizing the BOS to apply for & expend funds under the PWEA & amend the AA rec. on #48 as indicated above.

Item 21 - Board discussion re: transportation study. Mr. Currier stated that he feels that the Town of Chelms. would not benefit from this trans. study as outlined in Mr. Hannon's letter. Mr. Murphy stated that he would like to see us actively pursue some areas we could ask for for our share of the resources, as opposed to attending mtgs. where we make recommendations on projects for the Lowell area. Mr. Lovering stated that he would like to make the best of the situation and at least have them consider the fact that we do have private service within the community, and they should make sure that they try to incorporate that in some way into their overall plan so that maybe there is some assistance to our community. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to inform the NMAC that we would support their application but we hope that the study of areas outside the LRTA are not done on a tokenism basis.

Item 22 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to hold for resolution at next Sel. Mtg. a grievance rec'd from R. Linstad, Chelmsford Police Officer, until we can correspond with our Labor Rel. Advisor and receive his written response regarding this matter.

Item 24 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to change the AA recommendation from recommending a Personnel Director to Personnel Administrator to have defined projects.

Item 29 - Mr. Lovering stated that he would be quite willing to attend a mtg. with members of the Bureau of Traffic Operation & Mr. Mistretta & Mr. Perkins on Sept. 22 in the morning re: closing of Rte. 4 ramp at Rte. 495. Mr. Currier would like to be advised, as well as Mr. Lovering, as to a time Mrs. Haines can schedule for said mtg.

Item 38 - The Bd. agreed to change the Adm. Asst's. recommendation from schedule mtg. with Rec. Comm. re: Town-owned land to accept report, and notify the Rec. Comm. that we have no plans to sell the property on the Lake.

Item 63 - Mr. Hart requested that Mrs. Haines set up a mtg. at Crystal Lake on Sat, Sept. 19, 1976 at 11 AM at the site & request that a rep. of DeMatteo & Fay, Spofford & Thorndike attend to discuss progress with the CLRC.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Sum. as amended, and include same in the minutes of the mtg. by reference.

New Bus.

Mr. Currier suggested that after DeMatteo Constr. Co. is finished at Crystal Lake, perhaps the Hghy. Dept. could remove some fill, and then we would not have to purchase fill. This could be done before the lake is filled, if this would not delay the filling of the lake. Mr. Hart stated that he could check on this possibility at Saturday's meeting.

New Business continued

Mr. Currier informed the Bd. of a water problem at 20 Donna Road in Chelmsford Farms I - heavy mosquito breeding occurs at this location caused by the brook. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to request the Hghy. Supt. to investigate the problem at 20 Donna Road (Hiltz home) to determine what he could do re: going onto private property for easement & forward recommendation to alleviate this problem caused by the brook.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to request Town Counsel to seek an injunction against Mr. Visnewski, 10 Delmore Drive, notifying Mr. Visnewski that the property on Delmore is to be used as it should be used, and not as a multi-family dwelling, which is occuring presently & which has occured before in the past, and advise him that if he does not obey the law, he will be in contempt. Mrs. Kenney spoke to the Board at their 7-7:30 PM open mtg. with the public and she advised them of this problem.

The Board agreed to request the Hghy. Dept. to remove the brush they pruned last week in the vicinity of the North School.

The Bd. agreed to request the State DPW to clean under the bridges in Town - Golden Cove; Richardson Road, etc., as much trash has accumulated under same.

The Bd. agreed to request the Hghy. Dept. to clean up the area of Rte. 4 near the Bilerica line, as people are dumping trash at this location.

The Bd. has previously asked the Chief of Police to institute a motorcycle patrol and we have rec'd. no follow up to date. The Bd. agreed to request a report from the Chief regarding this matter.

The Bd. agreed to request a report from Chief Germann re: costs to date to implement the snowmobile & motorcycle programs which were instituted this year, and further request a report on their effectiveness, and request him to advise the Bd. if it would be to our benefit to purchase our own vehicles, or to continue using those which are not Town-owned.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to authorize Pop Warner to use PA System for the Fall Season, with the understanding that they purchase necessary batteries, and pay for repairs or maintenance of same.

Mr. Murphy outlined the following areas which the Board should try to keep abreast of in the upcoming months: grants & application for same - where are we on our applications; items which the Bd. has not scheduled for mtgs: police matters, Indus. Dev. Comm; Cap. Planning & Budg. Comm. Mtg; Labor Rela. Adv. report on Police Manual; & Bldg. Insp. report on abandoned house on Pine Hill Rd., repairs to board up should be charged to owner; illegal signs-Appeals Board; Paul Bienvenu's drainage reports & cost for same.

Mr. Lovering reported that a Mr. Prevenas appeared before the Bd. at their session from 7 to 7:30 this mtg. re: pigeons. The Bd. agreed to review the case & also inquire of Town Counsel what the latest status is.

Mr. Lovering stated that with regard to the improvements on Rte. 495, some large cement forms have already been poured which may indicate towering lights, as are on Rte. 128, and Mr. Lovering requested that the AA to locate plans for same in order that the Bd. may determine the type of light impact thrown off by said lights.

Mr. Hart furnished each Bd. member with mileage re-imbursement forms - no voucher will be honored without backup. On a motion by Mr. Currier, seconded by Mr.

Palmer, it was unan. voted that an employee, in order to receive mileage reimbursement, must forward the backup information and fill out the form completely. This notice will be forwarded to all Dept. Heads & the Town Acct. New Bus. continued

Mr. Hart informed the Bd. of a complaint received re: cars coming out of the Bradlees parking area making a path onto Manahan Street and exiting that way. Mr. Carye said that he would block off any exit or entrance onto Manahan Street, and the neighbors do not think that he is aware of this problem. The Bd. agreed to contact Mr. Carye, through the office, and explain the problem to him in order that he may take necessary action to alleviate this problem.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the mtg. The mtg. adjourned at 11:05 PM. Meeting Adjourned

For the Board of Selectmen, by

Bonita Towle

The following info. was requested by Sel. Currier at Sel. Mtg. Sept. 20, 1976--Addendum to Minutes of Sept. 13, 1976: Discussion regarding appointments to Conservation Commission. Mr. Murphy stated that he feels that the Assoc. Members to the Cons. Comm. should be considered first for appointment, as they have served and developed an understanding of the work of the Committee by acting as Associate Members. Mr. Murphy stated that he feels that Mr. Siraco, who was overlooked the last time appts. to the Cons. Comm. were made, is a most qualified and talented architect, and is an Assoc. Member, and would be an asset to the Cons. Comm. Mr. Currier stated that he feels that Mr. Murphy's comments were misleading but very true. Mr. Currier stated that the Cons. Comm. told the BOS that they were going to appt. some assoc. members to the Cons. Comm., and if the BOS, in fact, always moved up the Assoc. Members to the full-time appt., then in fact the Cons. Comm. would be picking & choosing their own comm., and they are then appointing themselves, and they are not appointed by an elected official of the Town, or are they appd. by the elective process, which Mr. Currier does not feel is good for the Town and it is certainly something which almost never happens in a governmental body. Mr. Currier stated further that he feels that it is fine to have assoc. members and to draw on their expertise and time to help, but he does not think that we can continue to appoint assoc. members just because they are assoc. members -- if we were in fact appointing the assoc. members that would be different. The Bd. then voted on the appointment. This can be found in para. 4 on Page 162.

Addendum to minutes of mtg 9/13/76 re: appt. to Cons. Comm.

For the Board of Selectmen, by

Bonita Towle

Regular Meeting of the Board of Selectmen held Sept. 20, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, Adm. Asst. was also present. Regular Mtg.

Mr. & Mrs. Lewis Hunter, 8 Wesley Street, advised the Bd. of a serious problem re: salt in their water in the area in which they reside, causing damage to clothes, food, and possibly to their family's health. The Bd. later made a motion regarding this matter under New Business.

7:[illegible] PM

to

7:30 PM

Miss Vera Lantagne and Miss Florence Kelley advised the Bd. that they are quite unhappy with the Bldg. Insp's. Report re: alleged zoning violation at 57 Gorham Street. Mr. James Taranto has rec'd. a permit from the Bld.Insp. for construction of a dormer on his premises. He has constructed four bedrooms and half a bathroom. Mr. Lovering suggested that the Bd. request that the Court issue an injunction against Mr. Taranto or any subsequent owner stating that the property cannot be used as anything more than a two-family home, which it is now. The Bd. agreed to request Ms. Lantagne & Ms. Kelley along with Mr. Taranto and the

Bldg. Insp. to attend their next mtg. at the East School on Sept. 27 to discuss this matter. The Bd. further agreed to request that the Bld. Insp. & Mr. Taranto furnish the Bd. with floor plans of this construction.

Mr. Hart, Chairman, called the mtg.to order at 7:35 PM.

Members Presen

Mr. Currier requested that a hold be placed on the minutes of Sept. 13, as he had some corrections to be made to same, and he was unable to furnish the office with same prior to the meeting.

Mtg. with K. Wilson - re: CVL at K-Mart, Chelms. St.

A meeting was held with Kenneth Wilson, Jr., Manager of K-Mart re: issuance of a Common Victualler License to K-Mart at the location where Grants previously had operated on Chelmsford Street. Mr. Wilson explained that there is seating for 130 persons, and he requested that the restaurant be opened on Sundays, as there is a separate entrance to the restaurant only through the main entrance in the shopping center.Hours will be 7am-10pm Mon-Sat; 7am to 7pm Sundays. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to grant K-Mart a Common Victualler's License, contingent upon K-Mart's receipt of all necessary permits from the Bldg. Insp. & Bd. of Health, and provided that all of the above stated conditions are met.

Board Reports

Mr. Hart reported on a mtg. held Sat., Sept. 18 at Crystal Lake with the CLRC, a rep. of DeMatteo Construction Co., a rep of Fay, Spofford & Thorndike. Mr. Hart made the report on behalf of himself and Sel. Palmer, as both are on the CLRC. They were quite pleased with the outcome of the mtg. and with the progress they viewed at the damn. Mr. Hart informed the Bd. that the question still remains as to who is the owner of the bridge at the lake site. The bridge must be repaired before final work at the damn can be accomplished at the canal.If the structure which is there now is removed, and a piece of culvert is put in and filled in, the road can be built across this, and this would be satisfactory to all. This is our responsibility - the Bd. will request that Town Counsel determine ownership of the bridge, and Mr. Rondeau can get the cost estimate for the pipe and for installation by the Hghy. Dept. of same. If all goes well, and if the peat is removed within the next two to three weeks, the lake will begin to be filled within four to five weeks. Possibly in late winter skating can commence on the lake. The contractor has stated that no pipes run into the lake from the surrounding area. Mr. Hart further stated that the CLRC will meet again to discuss any problems they forsee in the near future. There should be no request for extension by the contractor to complete the lake. The damn structure is complete and all parties concerned are pleased with same. The Bd. of Health is responsible for die-tests at the Lake, etc.

Mr. Currier reported on a regular mtg. of NMAC last week. Mr. Currier pointed out the Board's concern re: NMAC's success in obtaining grants. It was pointed out to Mr. Currier that Chelmsford has been pretty successful itself in getting grants when applied- our success rate is greater than NMAC's, although they do very well. Types of grants which area towns received was discussed and a list of same is being prepared by NMAC staff. A grant which was turned down this yr. which Mr. Currier feels Chelms. should apply for is a late reclamation grant-314, which was turned down in Billerica this yr. NMAC felt that it was due to the fact that Billerica rec'd. so many other grants.

Mr. Murphy inquired of Mrs. Haines what the excess equipment is, and when same will be advertised for bid. Mrs. Haines informed him the excess equipment is 5 ballot boxes from the Town Clerk's Dept; 200 student desks & chairs in the East School which were bid last year which no one purchased; 1 secretarial chair in the Veteran's Office. Mr. Alexion has been advised to advertise for same in the near future.

Mr. Flynn will meet with the Bd. at a regular mtg. to discuss the Public Works Employment Act & projects for same in the near future.

Board Reports continued

Mr. Flynn will be requested to advise the Bd. in writing of the status of his report re: accepted & unaccepted streets, in order that same may be discussed at a regular mtg. or at a work session in the near future.

Mrs. Haines will furnish the Board with a full report on the status of the situation re: sidewalks on North Road at the next mtg. Sept. 27, 1976.

Unfinished Business

Mrs. Haines advised the Bd. that she spoke with Arthur Murphy on the telephone late today re: grievance from R. Linstad of the Police Dept. Mr. Murphy advised her that the Chief is in compliance with Article 6, therefore the grievance complaint should be rejected by the Selectmen. Mr Lovering moved that we reject the grievance - Mr. Murphy seconded this motion. Under discussion, it was unan. voted to amend the motion as follows: Upon receipt of Mr. Murphy's response in writing, the Bd. will reject the grievance.

Mr. Currier requested a hold on the job description for the Highway Dept. Mechanic. They have not had a chance to review Mr. Rondeau's revised job description, therefore, Mr. Currier will report on same at mtg. Sept. 27.

Mtg. with P.McHugh & C.Zaroulis re: East Gate Plaza

A mtg. was held with Mr. Peter J. McHugh, Jr., Bldg. Insp., and Charles Zaroulis, Esquire, Special Counsel regarding the East Gate Plaza issue. Charles McArthur was also present from the Bldg. Insp's. office. Mr. Murphy asked Mr. Zaroulis why he had not forwarded a written response, as requested by this office some time ago. Mr. Zaroulis informed him that he and Mr. McHugh had written a joint response, but he had not signed his name to same. The Bd. reviewed each of the 8 items outlined in Mrs. Delaney's letter of August 16, 1976, and then reviewed Mr. McHugh's & Mr. Zaroulis' answer to Mrs. Delaney's items. After lengthy discussion, Mr. Zaroulis stated that he feels that only two items can be pursued and they are the maintenance of fence, which has two openings in it which is a violation of the Court Decree; the other would be the docking area for which there was two building permits but no variance for the addition of the cleaners to the office bldg. Mr. McHugh was requested to get a certified plot plan of the parking area. Any areas where there is still a violation will have to be rectified. The Bd. requested that within two weeks, Mr. Zaroulis present the Bd. with his written recommendations on each item, and on Oct. 4 the Bd. can vote on his recommendations. Kevin Sullivan, Esquire, was present representing DeMoulas. He stated that Mr. DeMoulas is most anxious to correct any violations in the area, and he will meet with Mr.Zaroulis within the next two weeks to discuss same.

Public Hearing re: proposed widening of Fletcher St.

A Public Hearing was held with residents of Fletcher Street re: proposed alterations of roadway. Paul Bienvenu, Town Engnr. explained that state funds are available under Chapter 1140, and the reconstruction of Fletcher St. would fit into this classification. Fletcher Street is a 40-foot way, laid out in 1894, it is our hope to make it a 45 ft. way for traffic & pedestrian safety and to create a five ft. sidewalk on the right-hand side of Fletcher St.from North Rd. to Chelmsford St. which would mean taking a 5 ft. strip of land on the right-hand side of Fletcher St. to the land of C.J. Harvey and a 5 ft. strip on the other side beginning at Chelmsford Realty Corp, which is a right of way to Alpine Lane & proceeding down to Chelms. St. One continuous sidewalk would run from North Rd. to Chelms. St. which would require areas of taking or areas of easement. Also, Mr. Bienvenu wishes to create roundings at the 4-way interesections for better access or egress. Funds for Ch. 1140 must be commited before July,1977. No trees will be removed - the sidewalk will be behind the tree lawn. All return receipts were rec'd. and the following residents were present: Mr. & Mrs. O'Sullivan; Vernon Fletcher, rep. Raymond Greenwood;Mrs. Phoenix; Martin Gruber, DVM; Monsignor Manning from St. Mary's Church; Brad Emerson; John Carragher; John Arenstam. Mons. Manning was concerned re: sidewalk curbstone dividing roadway & parking lot at St. Mary's - he though this would be difficult to plow in the winter, and would take parking spaces from St. Mary's. Dr. Gruber was con-

Pub. Hearing re: Fletcher St. continued

cerned, as his septic tank is in the area which is being considered for taking for the sidewalk. Some of the residents' fences or stone walls are in the street, and would have to be removed and reset at the street line. Vernon Fletcher, Esquire, spoke on behalf of the interest of Raymond Greenwood. Mr. Greenwood is willing to cooperate in any possible way; however, he does not want his property to be disturbed. It is Mr. Fletcher's belief that the stone wall is on the property of Mr. Greenwood,presently, not on Town property. Mr. Lovering asked if this could present a potential problem - Mr. Fletcher stated that he would not say that it would present a problem. David Hart, Esquire, representing Town Counsel, stated that the first official proceedure of the BOS would be to vote to alter a Town Way - the alteration plan must be recorded in the Town Clerk's Office, not less than 7 days thereafter a Special or Regular Town Mtg. must be called & held before the alteration of a Town Way. If approved at Tn. Mtg. or Spec. Tn. Mtg. within 30 days the Tn. would acquire by purchase, or otherwise, including eminent domain, the land necessary to complete the plans necessary as accepted by Town Mtg. action. It will be up to the BOS to determine the alterations they wish to present to Tn. Mtg. & have same duly filed with the Town Clerk. There are abutters who would give their land to the Town at no cost, and there are other abutters who will be forced by eminent domain to give their land. Appraisals will be necessary on the land. Mr. Carragher would prefer to have the Town hold the title and then he & his assoc. would grant an easement for same. Mr. Bienvenu will have to try to resolve Dr. Gruber's problem within the upcoming weeks. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take this matter under advisement in order that situation may be assessed in the upcoming weeks, and then request the Adm. Asst. to schedule another mtg. with the abutters of Fletcher St. Mr. Hart declared the hearing closed.

At 9:40 PM Mr. Hart declared a 5-minute recess.

Mtg. with N. Landry re: Cl.II Used Car Lic. at 371 Acton Rd.

The Bd. held a mtg. with Nicholas & Ralph Landry re: used car license at Landry's Sunoco, 371 Acton Road. Jos. Shanahan, Esquire, represented Mr. Nicholas Landry, Mgr. They are requesting a Class II license with a restriction of 5 vehicles on the premises for sale or repair. The Bldg. Inps. approved the application re: compliance with zoning bylaws. Mr. Hart stated that today, it was reported by the Police Dept. that 4 cars & 2 trucks were on the premises. Last Sunday, Sel.Currier stated that he saw 11 vehicles on the premises. Mr. Landry explained that often he is repairing cars which are brought to him from auctions over the weekend, and they are there awaiting parts, etc. Mr. Landry stated that he plans to keep vehicles which fall under the classification of the Class II license on the right side of the facility and will place "for sale" signs in windows of the cars which are for sale. No one was present in favor or opposed to the license. Mr. Currier moved to grant the license with the 5-car restriction; and provided that no signs except the window signs will advertise cars for sale; and no more than 9 unregistered vehicles will be on the premises at any one time. Motion failed for lack of a second. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was voted four to one - Mr. Hart was opposed, to grant the Class II license to Landry's Sunoco with the 5-car restriction, and with the restriction that all vehicles for sale will have a 'for sale' sign in the window only. Mr. Hart stated that the application as completed by Mr. Landry, states that buying & selling of cars will be the principle business - Mr. Hart said that the repairs of the cars has nothing to do with the buying & selling of cars. Mr. Murphy stated that many of our Class II used car licensees have stated the same thing, when in fact, selling of gas is their principle business. Mr. Lovering stated that the record should show that the Chairman's interpretation of 'within the law' is his own interpretation.

Unfin. Bus. continued

On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four to one - Mr. Hart was opposed, to amend the Wine & Malt Common Vict. License for Chubb's Pier to allow for the change in expansion of the premises to include the drive-up window.

Corres. Con.

Item 4 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to

Corres. Sum. continued

request the Chief of Police to implement a concerted, continuing drive to remove all illegal signs in Town within two months' time.

Item 6 - Mr. Murphy took exception to Mr. McHugh's comments re: board up one more time the premises at 185 Pine Hill Road - he has never seen the premises boarded up. We will receive a report from the Bldg. Insp. when same has been completed.

Item 25 - Board discussion - letter rec'd. from N.Boudreau, CH-Tews. BOS re: state bldg. code.On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to advise the Tewks. BOS of our continued interest in this matter; however, we would like to see same discussed at the upcoming mtg. of the Mer. Val. Sel. Asso. before we take an action on same.

Item 28 - Mr. Lovering stated that he will attend the mtg. on Sept. 22 re: Greater Lawrence Solid Waste Comm., but we will not submit a letter of intent.

Item 29 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unanimously voted to request the Highway Superintendent to advertise for bids re: chipper at dump this Fall, and establish dates for same for 3 weeks. We will advise him that this will be a regular event, and he should budget for this each year.

Item 32-
Item 33- The Bd. agreed to take these items under advisement until we receive input as to the funding of these drainage problems...Locust Rd. has never been accepted by the Town.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to accept the balance of the Adm. Asst's. Recommendations on the Corres. Sum. as amended and to include same in the minutes of the mtg. by reference.

New Business

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to request the Hghy. Supt. to furnish the Bd. with a cost estimate to purchase culvert, pull out the present bridge, and install the new culvert at Crystal Lake and request that he advise the BOS if he has funds to do so at present. The Bd. requested this report asap.

The Bd. agreed to invite the Comm. to update Town History to attend the Sel. Mtg. Sept. 27 to discuss article re: Town History at a Spec. or Annual Town Mtg., and to discuss status of Town History.

On a motion by Mr. Palmer, seconded by Mr. Lovering, it was unan. voted to request that the Chief of Police advise the BOS of his plans re: continued sick-days being taken by Officer Wellington.

On a motion by Mr. Murphy seconded by Mr. Currier, it was unan. voted to inform the County that we would like to have the sidewalk priority reversed, and have sidewalks on Graniteville Road completed by Spring of 1977 and have sidewalks on Chelmsford St. & Boston Rd. completed by Spring of 1978.Mr.Lovering suggested that we get another estimate for engnr.work on Gran.Rd.from another source beside the County and requested that the office pursue this.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request the Bldg. Insp. to investigate a zoning violation at Dalton Rd. & Stedman St. where a fence has been erected to hide the junk cars on the premises. The Bd. requested that they receive a report on this matter within one week.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan.voted to instruct the Bldg. Insp. to furnish the Bd. with his response re: illegal signs in Drum Hill, as documented by the Bd. of Appeal's Letter in order to help the Chief of Police with his continued and concerted effort to enforce the sign bylaw.

The Bd. agreed to request the Town Planner to forward our application for a feasibility study in Central Square to NMAC to see if they can come up with an idea re: funding for same.

Old Business continued

Precipitated by a letter by the Town Acct. last week, Mr. Murphy informed the Bd. that he had done some research on his own re: overtime in the Police Dept. Mr. Murphy presented each Bd. member with a graph and for the convenience of all concerned, placed an enlarged copy of the graph on the easel, so that it could be easily viewed. Mr. Murphy stated that in last week's letter from the Tn. Acct., it was stated that it has been the practice that if someone is sick on one day, they work their four days, get paid for the sick day, then if they work another day, they get 48 hours pay. Mr. Murphy looked at this from another aspect, and asked to look at the vouchers from this week to see if there was a trend or what the problem was. Item A on the graph was an attempt to project the basic department strength which is 44 men, which subtracts the Chief & Captain, of that number only 9 people in the Dept. work straight time and the remainder of the Dept. is working some period of time over 40 hrs. Mr. Murphy had a round on the graph, so if it was over 40 hrs. it went to the next pile, so this is not even. One thing you notice from the whole thing is the effectivity - can someone be effective if he is working 88 hours, that's twice the normal job. Also, someone worked 80 hours, this does not include the assignments outside, i.e. churches, DeMoulas, etc., this is just departmental things. Mr. Murphy used one week in plotting this graph - he stated that he is not saying that this week is accurate, or consistent, he is just saying that this is what he saw. The next chart is not truly representative of what would happen, but some of the people on the chart were actually on vacation or sick, so he projected the type of work week they would work had they worked longer - if in fact they were not sick or on vacation they wouldn't, but it's indicative of more people that are pushing their limits, in terms of personal endurance--the numbers are roughly about the same. Mr. Murphy took another approach and took the Dept. load for the week. If you look at the vouchers, you will find that Mr. Murphy converted vouchers into man-days, and he got 308 man-days for the week. If one assumes that the Dept. is normally working its regular shift and it fills in for vacations & sick-time among its own people, then other than that it ought to be operating at a reasonable level. So, Mr. Murphy took the 44 men times 5 days a week and got 220 man-days -- 71% of the budget was there. Some 10% of the budget was involved with filling in for people on vacation, sick or injured, some 30 man-days represented 10% of the total. But from here on on the graph (top half of graph) this is basically overtime that is going beyond the staff, which is an expense which is not attributable to filling in, this is perhaps normal work load above the 40 hours. This amount of money we are paying for at time and one-half. One of the things Mr. Murphy felt we owed to the public was to evaluate the history of this, these vouchers are available, so, if one week is incorrect in fact, we should take the year. One approach to the whole thing, quite simply, could be to take the yr. ending the 1st. of July and go back from then 1 yr. If one then took the total hrs. worked by the Dept., one could plot the total hours on the top. Mr. Murphy pointed out the level of staff if everybody is working full-time, and if the Dept. has not changed its 44 over, so basically, you can draw a straight line across the top and that would be your 100% level, and then plug in what you've got to expect to be your normal vacation & sick leave. You normally expect the people on duty to fill in for those kinds of things. Mr. Murphy stated that he thinks that there is a large hole where the Town might be better advised to consider adding more personnel at regular time to handle the work load, rather than expecting people to work time and one-half and extend their own capacity and the financial costs of same. The 44 men does not include the intermittent men. Court time is figured in at time and one-half, and some portion of this may be added in the 19% overtime. There may be some management perrogatives to add 1,2, or 3 persons to make the work-week reasonable, as well as the expense. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request the Tn. Acct. & Police Chief to provide the Bd. with figures for the year beginning July 1, 1975, ending June 30, 1976 on a week by week basis, to get the total man-hours of the Dept., total man-hours of vacation, sick & injury, and then we get the staff level minus the Chief, Capt, secretarial & janitorial. The Bd. agreed to

New Business continued

request the Chief to furnish the Bd. with a break-down of what the overtime is for. Mr. Currier stated that he would like to see the Intermittent men also included in this data. Mr. Currier pointed out that Mr. Rea, Sel. from Billerica, pointed out at a recent NMAC mtg. the thousands of dollars saved by use of a prosecuter in Billerica. Mr. Palmer informed Mr. Currier that overtime is almost never available to intermittant patrolmen. Mr. Lovering stated that he wished to add that administrative detail-outside service shd. be part of the study, because if we are worried about an officer working 80 hours a week, what will we say when we find out than an officer is working 100 hours a week. If overtime continues at the present rate, we will be extremely over budget - and further, we have some officers who are earning their salary at a rate of $35,000 per year if they bother to work that kind of effort for the 52 weeks. Mr. Lovering stated that he does not begrudge anyone a dollar when they work for it and when they are working for it & they deserve every penny of what they are earning, but he thinks the chief issue here is the simple one pointed out by Mr. Murphy - do we want policemen in the community working 80 or more hours a week. Mr. Lovering further stated that he thinks it is extremely unfortunate that this issue had to be brought before this Bd. by someone other than the Police Chief - we should be doing something about it as a Board. Mr. Lovering looks forward to getting the data, and he hopes that we have enough courage to bother to do something about it. Mr. Palmer asked if it is possible to add men to the Dept. during the yr., without Town Mtg. action. The Bd. agreed to determine from Town Counsel if this is possible. Mr. Lovering stated that 'floaters' could be used to fill in for sick or vacation time, and then could do other jobs when they are not filling in for someone else.

Mr. Lovering stated that in accordance with the mtg. held this evening from 7 to 7:15 pm with Mr. & Mrs. Hunter re: salt in their water, we have an obligation to send them an answer within two weeks as to whether or not our salt, or the State's salt, is contributing to the problem with water in their general area. The Bd. agreed to request Mr. Tarbell from Tewksbury & the Bd. of Health to look into this matter & advise the Bd. of their findings & recommendations.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 11:30 PM.

For the Board of Selectmen, by

Brita Towle

Jurors Drawn

Jurors drawn Sept. 20 by Sel. Lovering: For cambridge for 11/1/76: Calvin Allen, 6 Hornbeam Hill Rd; John Conant, 5 Herbert Rd; Anne Cunningham, 30 Robert Bigelow St; William Pestana, 57 Manning Road. For Lowell for same date: Oswald Hayes, Jr., 18 Sprague Ave; James Huffman, 35 Abbott Lane.

Members Present

Regular Meeting of the Board of Selectmen held Sept. 27, 1976, at the East School, Carlisle Street, East Chelmsford. Members present were: Mr. Hart; Mr.Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, Adm. Asst. was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

The Board declared Oct. 4 as Pop Warner Day in Chelmsford. A photograph was taken of several youths involved as cheerleaders & players.

Mtg. with CBA & Bldg. Insp. re: fee schedule

A mtg. was held with Ralph House & Mitchell Korbey of the Chelms. Bus. Assoc. & Peter McHugh,Jr., Bldg. Insp. & Charles McArthur, Asst. Bldg. Insp. re: fee schedule. Mr. McHugh stated that it is a law under the State Bldg. Code that signs must be inspected annually. After much discussion, Mr. Hart polled Board members re: their feelings on this issue. Mr. McHugh stated that he would be perfectly willing to inspect the signs and charge nothing to the merchants.

Mtg. re: Fee schedule continued

Mr. Hart suggested that the annual inspection of the signs could be performed the same day and time in which Mr. McHugh inspects the remainder of the building, and that no fee should be charged to the merchants. The Bd. agreed with this unan. With regards to occupancy permits, the CBA feels that the occupancy permits should not be a direct charge to the merchants receiving same, and that should be classified in much the same manner as Fire & Police Dept. services, as they are a public service. Mr. McHugh stated that occupancy permits must be performed yearly in businesses. Mr. Hart stated that he feels that any fees taken in by the Bldg. Dept. should be classified as fees for new construction. Mr. Hart polled the Bd. and they unan. feel that no charge should be imposed on the merchants for occupancy permits. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering, to not support fees to be charged for occupancy permits,&, if, as the result of an inspection by the Fire Dept. it is determined that the property must be re-inspected by the Bldg. Insp. there would be fees for a second inspection, or follow-up inspection by the Bldg. Insp. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the fee schedule (minus sign & occupancy permit fees), and to adopt today's date as the date of effectivity of the schedule.
Mr. Murphy suggested that we review the effectiveness of same in the future to determine use or misuse of the schedule.

Mtg. with IDC re: future

A meeting was held with David McLachlan & Richard Scott of the Industrial Dev. Comm. re: future plans of the comm. After much discussion, the following action was taken: On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to appoint the Board of Selectmen as the IDC, and to appoint the BOS member of the Industrial Dev. Fin. Auth., Mr. Palmer, as Chairman of the IDC. Mr. McLachlan and Mr. Scott stated that they would be happy to serve, voluntarily, anytime the Bd. wished to call upon them. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to disband the existing IDC.

Mtg. with J. Taranto & Bldg. Insp. re: construction at 57 Gorham St.

A mtg. was held with James Taranto, 57 Gorham Street, & Peter J. McHugh, Jr., re: an addition to Mr. Taranto's property. Mr. Taranto explained the floor plans of construction on his property. He explained that presently, he rents the 1st. floor of his home, and that he and his family live on the 2nd. floor - which includes 3 bedrooms, a living room, kitchen & bathroom. On the 3rd. floor he has constructed 4 bedrooms, sitting room and a stairway to the 2nd floor. His plan is to then construct a den & dining room on the 2nd floor where the bedrooms formerly were. Mr. McHugh stated that since 1946 the premises have been a 2-family dwelling, and he believes that the bldg. will be used as a two-family dwelling. Mr. Lovering asked Mr. Taranto if anyone other than his family would be sleeping on the porches,using them as bedrooms. Mr. Taranto said that there would not. Mr. Taranto & his family have lived on the 2nd floor since 1973. Mr. Hart asked Mr. Taranto if he is aware that he cannot make the premises into a 3-family dwelling - he said that he is aware of this. Mr. Murphy stated that this is a non-conforming use going back to the grandfather clause and there is some part of the bldg. code which states that only certain percentages of modification during the yr. are allowed. Mr. McHugh stated that this is within the 50% figure. Mr. Hart asked if anyone was present wishing to speak in behalf of this construction. Ronald Pare, Brick Kiln Road, stated that he felt the BOS should apologize to Mr. Taranto, as the mtg. this evening was not held at 8:15 PM as the previous mtg. was carried on past 8:15, and also, the Bd. doubted Mr. Taranto's intentions regarding the construction. Mr. Hart asked if anyone was present who wished to speak against the construction. Mr. Frank Towle, 7 Albina Street, stated that he has watched similar construction in his own neighborhood turn into multi-family dwellings over the past few years, and he is concerned with the future of his neighborhood. Miss Florence Kelley, 103 Gorham St. asked why a sign "Apartment for Rent" was on Mr. Taranto's property last week for approx. one day. Mr. Taranto informed her that the tenants on his 1st. floor had purchased a new home, but the bank had not accepted it yet, so he removed the sign. The Bldg. Insp. informed Miss Kelley that a dormer can be 27 feet in length as long as it does not include the raising of the roof. Mr. Hart declared the mtg. closed, as there were no additional comments from residents or the Board.

Mtg. with J. Taranto & BI continued

A mtg. was held with Ira Parks, Thomas Firth & Ernest Day of the Capital Planning & Budgeting Comm. re: activities of the CP&BC & 5-yr. Cap. Imp. Plan. Mr. Balco & Mr. Doody have resigned from the Comm. After discussion, the Board agreed to appt. Mr. Parks as Chairman Pro-Tem of the CP&BC, and the Bd. requested that the Comm. advise the BOS within one month's time of their feelings re: the future of the CP&BC., i.e. membership, goals, & continuance or non-continuance of the Comm.

Mtg. with CP& BC re: future

The Bd. recessed for five minutes at 9:07 PM.

5-minute recess

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Sel. Mtg. held Sept. 13, 1976, as corrected. Sel. Currier requested a hold on the minutes of the Sel. Mtg. held Sept. 20.

Minutes adopted 9/13 held 9/20

Mr. Hart reported that the Hghy. Supt. informed him that he may have sufficient materials, including the pipes, to correct the problem with the bridge at Crystal Lake. A mtg. has been scheduled for Sept. 28 with Robert Loney, Engineer from FS&T & Mr. Rondeau to discuss this subject, and we will have a report back by our next mtg. Also, at the mtg. held a week ago last Sat., Mr. Hart & Mr. Palmer were advised that no delay was expected on the project and Friday we rec'd a letter from the contractor requesting this delay.

Bd. Reports

Mr. Hart met with Paul Bienvenu & Monsignor Manning today and Mr. Bienvenu explained to Mons. Manning his intentions re: island & sidewalk on Fletcher Street. Mons. Manning approved of same. Mr. Currier informed the Bd. that over this past weekend he and Sel. Murphy had occasion to speak to Dr. Currie, and Dr. Currie advised them that he and Emerson et al have come to agreement and he does not forsee any problems re: Fletcher St. takings.

Mr. Currier and Mr. Murphy reported jointly on the Mass. Sel. Assoc. Mtg. held this past weekend in Hyannis. The message, basically, was that Boards of Selectmen through the MSA should develop more legislative clout. Most of the Tn.Mtg. articles dealt with legislative problems. The final conclusion was that we must force Legislators to represent us - we cannot assume that they will. Mr. Murphy presented each Bd. member with a copy of the MSA Legislative Report Card & with a copy of the mock votes on the referendum questions. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to forward a priority letter to Senate President Harrington & Senator MacKenzie going on record with them requesting that the Constitutional Convention address the issue of fiscal responsibility this year, which would require a 2/3 vote of both houses or a local acceptance option on legis. which passes the cost down to local government due to lack of State funding. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to forward a priority letter to the Speaker of the House of Reps. & our reps. urging speedy passage of Senate Bill 2519. Mr. Murphy made a folder available for the Board's review which is a continuation of the legis. liason idea. Mr. Murphy would like to discuss same at Sel. Mtg. 10/4.

Mr. Currier advised that one of the things discussed in great detail at the MSA Mtg. was the MBTA takeover of B & M commuter lines. Mr. Currier discussed this matter with an employee of the MBTA, and he was advised that the only impact the MBTA takeover of B & M would have in Chelmsford would be if B & M owned real estate property in the Town.

Mr. Lovering reported on a mtg. held last week in Boston with reps. of the DPW re: North Road area & the exit ramps on Rte. 495. It was a very good mtg. and they were very cooperative. Based upon our letter, they did a traffic count of

Bd. Reports Continued

the North Rd. area in terms of trucks & autos. Mr. Lovering will leave this data in the Reading Folder for Bd. members. Essentially they marked 4 or 5 spots and took traffic counts during the day. Mr. Lovering asked them if these counts supported our concern for excess trucking on North Rd. - they said yes they did. They pointed out how difficult it would be to address the 495 Interstate ramp closings. They do believe there is some latitude the State might have to address North Road which would result in more enforcement by our local Police Dept., but at least we would have some State approvals in terms of limitation on heavy trucks. They will report to us withing 2 to 3 weeks with a letter indicating the degree that they will be willing to go. NMAC also attended the mtg. & were supportive of our concern. Basically they are contemplating a 24-hour ban of trucks in excess of 2½ tons from 495 to North Rd.

Adm. Asst. Reports

Mrs. Haines requested that the Board review the organizational chart & advise her of any changes they wish to make before same is forwarded to the Personnel Bd.

Mrs. Haines informed the Bd. that the NYC has advised her that 4-5 positions are available in Chelms. for youths to work in Town offices for 10 hours per wk. Jerry House has been asked to develop job locations for same.

Mrs. Haines advised that last week the Bd. had requested a report on the sidewalks on North Road. She asked Bd. members to refer to Item 17 of the Corres. Sum. The estimate is incorrect. As of today, the est. is $8,000, and she asked the Bd. for permission to go out for bids to commence work for retaining walls for North Rd. as soon as possible, and she asked for permission to furnish the slope easements to Town Counsel for proper legal descriptions & recording of same in the Registry of Deeds. The approx. dollar figure which we do not have is $10,000 - there is a $7,000 sidewalk account in the Hghy. Dept. budget which could be used towards this, and the remainder could be charged to Chapter 1140 or Chapter 825. Mr. Murphy stated that he is concerned about who made the decision to take the wall in front of Mr. Needle's property, and he was concerned about the manner in which the contractor handled the situation re: his offer to rebuild the wall. The Bd. agreed to request that the contractor advise them in writing, of exactly what happened regarding the above situation. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to put the $7,000 in the Hghy. Dept. budget towards the North Rd. sidewalk costs, and to charge the remainder, $3,300 to either chapt. 1140 or 825.

Mrs. Haines advised the Bd. that the Town Engineer finished plans for the East & Quessy Schools. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to forward same to Town Counsel for recording of the title in the Reg. of Deeds. Mrs. Haines advised the Bd. that the monument & fence are in the county layout. Mr. Murphy asked if there is any way in which we advise people that their fences, etc. are on Town property.

Unfin. Bus.

Mrs. Haines advised the Bd. that we have rec'd. 4 names for consideration for appt. to the Council on Aging. They are: Frank Craven, William Marston, John Thornton, and Arthur Cooke. Mr. Murphy moved the appointment of Wm. Marston - he was unan. appd. to the Council on Aging.

As Sel. Murphy is interested in the Flood Report, the Chair appd. Mr. Murphy to serve as the Sel. Rep. - Flood Report.

The Chair appd. the following Bd. members to serve on the 3 (union) negotiations as Sel. Reps: Police - Sel. Currier backed up by Sel. Lovering; Fire - Sel. Palmer backed up by Sel. Murphy; Highway - Sel. Hart, backed up by another Bd. member when necessary.

Unfin. Bus. continued

Mrs. Haines advised the Bd. that the written response from Arthur Murphy, LRA re: grievance from R. Linstad concurred with Cheif Germann's recommendations to reject same as voted by the Bd. Sept. 20.

The Bd. discussed the job description for Highway Dept. mechanic. Mr. Currier advised the Bd. that Murphy, Lamere & Murphy advised Mrs. Haines that action by the Union would be necessary to change this job to foreman status, therefore, before we can fill the job we would have to have a mtg. with the Union to determine the status of the mechanic - foreman or skilled laborer. There is nothing to prevent Police & Fire vehicles from being worked on as far as the Union contract is concerned - neither contracts have the job descr. for mechanic. Whether or not the mechanic would have time & parts to work on these vehicles is another question. Mr. Lovering stated that he would prefer to have the dollar amount of the salary for this position before any vote is taken to interview, etc., and he would also like to be advised of the response of the Union re: re-classification. The Bd. agreed to hold on same until the above info. is received. Mr. Hart stated that he feels that when the job description is written up & eventually voted on, it should be for a head mechanic in charge of the repair of all Town equipment, and there should be a separate item for someone to maintain & be responsible for all Town equipment. The Fin. Comm. & Dept. Heads should be involved in any decision-making, and this could take place at a Work Session with the Board. Mr. Currier will provide the following info. for the Bd. at the next mtg: present salary; foreman's salary; set up mtg. with Dept. Heads & Fin. Comm.; and, at a later date, set up a mtg. with the Union.

Mr. Currier requested a hold on Local Growth Policy Action Items, as he has some input which he would like to present to the Bd. when he has the statement in front of him at the next mtg.

Corres. Sum.

Item 8 - Board discussion - The Bd. agreed to advise Mr. House that he will have to submit his article at the Annual Town Mtg.

Item 16 - Mr. Lovering asked for some clarification re: permit issued re: Byam situation. Mrs. Haines advised him that the Bldg. Insp. initially had issued a permit for this event, but upon advice from Town Counsel, the Bldg. Insp. revoked the permit. Mr. Lovering wanted to insure that when the Bldg. Insp. issues permits for property covered by variances that he is knowledgeable of the restrictions that exist on the variances.

Item 18 - re: mtg. date set for Oct. 4 (Jewish holiday) - Mr. Currier stated that he does not feel that a mtg. should be set up for Oct. 4, as this is a Jewish holiday, and he moved that the mtg. be re-scheduled for Oct. 6. A Public Hearing has been scheduled for Oct. 4 with residents of Fairbanks Road. Mr. Hart suggested that it could cause problems, at this late date, to re-schedule the mtg., & he suggested that the Bd. form a policy for the future. Mr. Currier will prepare a policy & provide same to Bd. members for discussion at the next Sel. Mtg. Mr. Currier withdrew his motion.

Item 20 - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to establish the following policy re: hunting on Town-owned property: No permission will be granted by the Board of Selectmen to hunt on Town-owned property.

Item 22 - The Bd. agreed to schedule another Saturday meeting with the Chief of Police, as well as to schedule mtgs. with the different Dept. Heads & personnel. The Bd. agreed not to accept Chief Germann's report, but to hold the report and discuss same when they meet with him. The Bd. further agreed to instruct the Adm. Asst. to poll the Bd. as to the Sat. morning they wish to meet with the Police Chief in Oct; and the Bd. could meet with the Fire Dept. in Nov., and the Hghy. Dept. in Dec.

Corres. Sum. continued

Item 26 - Mr. Currier did not feel that the Police Dept. had answered the inquiry properly re: van on Rte. 4. On a motion by Mr. Murphy, seconded by Mr. Mr. Currier, it was unan. voted to refer the subject to the Bldg.Insp. & Police Chief to resolve this problem jointly.

Item 28 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advise the Police Chief that the Bd. is in favor of allowing the Chief to employ Mrs. Fawcett on a volunteer basis only in the safety program.

On a motion by Mr. Currier, seconded by Mr.Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. recommendations on the Corres. Sum. as amemded and to include same in the minutes of the meeting by reference.

New Business

Mr. Hart reported that Sen. Edward Kennedy will be in Chelmsford on Friday afternoon at 4PM at the Democratic Headquarters in Central Square - all Bd. members are invited to welcome the Senator. Chairman Hart will be there to welcome him to Chelmsford. We will make sure that the Police Dept. is aware of the plans, in order that adequate police coverage will be present. Mr. Murphy stated that in trying to handle partisan politics, it may be appropriate that this Bd. could welcome Sen. Kennedy if he wishes to meet the BOS at the Town Hall steps at 4PM. Sel. Hart will determine if this is feasible.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering, to forward a priority letter to the Bldg. Insp. requesting him to take appropriate action re: stand-up bar at the Chow-Chow Cup, and table & chairs at the Center Deli. Mr. Lovering was opposed because he does not feel that the BOS should have to send priority letters to the Bldg. Insp. to correct zoning violations.

Mr. Currier reported that on June 2 we sent a memo to the Bldg. Insp. re: yard sale & other illegal signs - it came up again in the Sept. 20 mtg., and Mr. Currier read the following excerpt from corrected minutes of same: On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to instruct the Bldg. Insp. to furnish the Bd. with his response in reference to illegal signs in Drum Hill as documented by the Bd. of Appeals letter, in order to help the Chief of Police with his continued & conserted effort to enforce the sign bylaw. We rec'd. an undated response from the Bldg. Insp. stating that the Bldg. Insp. has discussed this matter with Chief Germann & the Chief is agreeable if the Bd. wishes to instruct him to do so. Mr. McHugh feels that it would be of great assistance as far as yard sale signs, etc. are concerned. Mrs. Haines advised the Bd. that Mr. McHugh forwarded the Bd. with a response stating that the Chief of Police will advise him of illegal signs, and the Bldg. Dept. will remove same. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to direct the Chief of Police and the Bldg. Insp. to determine whose responsibility this is & to jointly formulate a solution to this problem and advise the Bd. in writing within one week - this will be forwarded to both parties by priority letter. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to request the Bldg. Insp. to remove illegal signs - Mr. Lovering amended his motion as follows: encourage residents to call the Bldg. Dept. if they feel that a sign is illegal & ask him to view the sign, and if necessary, he can remove the sign.

Mr. Murphy informed the Bd. that a resident of Billerica Road, Mr. Spence, advised him that he feels that the school crossing guard in the vicinity of Billerica Road is situated too far away from the school. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan.voted to ask the Safety Officer, as a result of operating this plan, if he feels that the original decision was valid, and if not, where should the crossing guard be moved.

New Business continued

Mr. Murphy stated that the Community has an unreasonable expense re: manning of officers at the Rte. 3 Rest Area. The Bd. agreed to forward a letter to the appropriate State Official in the Adminis. Exec. branch advising him that we do not feel that it is our responsibility to bear the expense any longer to provide police coverage at the rest area. We should also advise him that we are having problems in the area with regards to the concerns of the neighbors in the vicinity, not just motorists. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to forward the above letter with regards to the Rte. 3 Rest Area & the Rte. 495 Rest Areas. When we meet with our legislator, we can inquire of him what progress he has made in getting the State to close the Rte. 495 Rest Areas.

Mr. Murphy made a correction to comments he had made at the last Sel. Mtg. re: Police Overtime. He provided the Bd. with copies of a graph he developed with regards to overtime last week in the PD. Mr. Murphy stated that last week when he rec'd. material concerning overtime, he was unaware that it was for a 10-day period. He apologized that the information he furnished last week was in error. He attempted to do the same thing for last week, as he had done the previous week. The package is for 7 working days & 7 overtime days. He presented a bar chart showing the # of people who work different hours. The lowest line is 40 hours which is the normal work week. There were some 11 officers who worked for 40 hours, or 24% of the force. For 48 hrs, 9 men worked; 56 hrs, 12 men worked; 64 hrs, 8 men worked; 72 hrs, 4 men worked; 80 hrs, 2 men worked. About 25% of the men worked straight time - 75% worked overtime. The left side showed how many additional days that is-48 hrs. is really another day in the week, so 80 hrs. is like working double. When the hrs. went over 40, he moved it up into the next group. Roughly 75% of the payroll was for full officer's time - 10% for vac., sick., & injury, which tracks last week & 40 man-days or 13% involves this over and above - perhaps this is the area where they are straining the troops in terms of stake-outs & that type of activity. Mr. Murphy did not get the overtime details(supermarket detail)on the chart. If the officer is injured, we have to pay - he is still representing the Town at all times & we are liable. Mr. Murphy only took the absolute figures - if the outside details are added, you see the work week involved - at 40 hrs, 9 men work straight; 48 hrs, 8 men work straight; 56 hrs, 9 men work; 64 hrs, 9 men work; 72 hrs, 9 men; and 80 hrs, 9 men. Mr. Murphy is concerned for public safety - if an officer's life is on the line it is not fair to the public & to the officer himself to be pushing him at these kinds of hrs. - if he is working at 1½ times his normal work week, he is pushing himself at the end of the week. Mr. Murphy would like to discuss this with the Fin. Comm. & get the advice of the Chief if there is a way to predict this, and through the use of additional personnel or floaters or something, get this into some kind of reasonable accuracy. Mr. Murphy apologized and stated that he hoped that this info is accurate and he would appreciate any Bd. member reviewing same. Mr. Murphy further stated that perhaps it should be a policy of the BOS that we do not expect our officers to work in excess of some normal # of hrs. This would have to be negotiated. Mr. Lovering requested Mr. Palmer to identify the section of the contract re: overtime.

Mr. Lovering rec'd. several calls re: political signs in the Community & asked if the Bldg. Insp. forwarded letters to candidates re: our sign bylaw each year. Mrs. Haines stated that he does, and a letter has already gone out re: this issue.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the mtg. The meeting adjourned at 11:05 PM.

For the Board of Selectmen, by

Members Present

Regular Meeting of the Board of Selectmen held Oct. 4, 1976. Members present were: Sel. Palmer; Sel. Murphy and Sel. Lovering. Sel. Hart was ill and Sel. Currier was out of Town on business. Sel. Lovering chaired the mtg. and called it to order at 7:30 PM. Mrs. Haines was also present.

Bid Opening Surplus Equipment

Sealed Bids were opened & read aloud for surplus equipment as follows: Wm. Jones typing table, 50¢; secretarial chair, $1; desk, $3 - Elizabeth Delaney, ballot (5) boxes, $75 - Howard Taylor, desk $10 - Peter Marioles, typing table, $2; sec. chair, $2; ballot boxes, $1 each. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to take the bids under advisement & furnish same to the PA for his recommendation for bid award.

Minutes Adopted

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Sel. Mtg. Sept. 20 and Sept. 27, as corrected.

Proclamation

Mr. Lovering read a Proclamation re: Booster Week - Oct. 10 - 16. A photograph was taken of Bd. members with reps. of the Boosters.

Board Reports

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to authorize the Adm. Asst. to set up arrangements for the community whereby residents could come to the East School on a Saturday and purchase the student desks (247 were not bid on) at the rate of $1 each. Adequate publicity should be provided for same.

Adm. Asst. Report

Mrs. Haines introduced Darryl Courtenay, of Dawn Drive, who started working as an intern in the Sel. Office. Darryl will work in the Sel. Office approx. 16 hours per week until Dec. 6. He is currently working towards his Masters Degree in Public Administration at Suffolk University. Mr. Lovering welcomed him on behalf of the Board.

The Bd. scheduled the Sat. morning meeting with Chief Germann for Nov. 6.

Mtg. not held with Com. to Update Town History

A mtg. was scheduled with Charlotte DeWolfe & members of the Comm. to Update Town History, but same was not held as no one was present from the Committee.

Unfin. Bus.

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to appoint Kathleen Robinson as Sel. Rep. to Community Teamwork, Inc.

The Bd. agreed to hold on the Local Growth Policy Action Items until the full Bd. is present.

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to award bid to the low bidder for demolition of bldgs. a,b, & e; and to authorize the removal of bldgs. c & d to Chelmsford Excavating assuming the interpretation is that Chelms. Excav. will pay the Community $200 - no other costs to the Community.

Corres. Sum.

Item 1 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to hold on request for extension for completion of the Crystal Lake project submitted by F,S & T until after the CLRC meets on Oct. 7, in order that the Bd. may receive input from the CLRC regarding this request for extension.

Item 3 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to refer letter from Mrs. Mercereau's attorney, Mr. Moloney, to J. Paul Bienvenu for his review & suggestions to the BOS.

Item 4 - The Bd. agreed to request an opinion from Town Counsel re: Judge Cowdrey's mandate that the Town of Chelms. will have to have a prosecutor in the court - On a motion by Sel. Murphy, seconded by Sel. Palmer it was unan. voted to request that Town Counsel advise us as to what our legal rights are - if we legally have to have a prosecutor in Court. The Bd. agreed to discuss same at the Nov. 6 mtg. with Chief Germann.

Mtg. with Fin Comm. re:CETA & Hghy Budget

A mtg. was held with members of the Fin. Comm. to discuss the Highway Dept. budget & the CETA Program. Members of the Fin. Comm. present were: William Edge; Richard Sullivan & Katy Hughes. The Fin. Comm. concurred with the Tn. Acct's. recommendations re: Highway Dept. Budget for the next budget year. With regard to the CETA Program, Mr. Lovering stated that recent results from Washington indicate that pressures regarding the end of the program may not be close to us, and current allotments could continue for existing personnel through this fiscal year. Chelms. submitted a priority phase-out plan, which is awaiting approval by the City Manager's Office. Mr. Lovering stated that we are still in the holding pattern - but in the event that City Mgr. does not approve of our phase out, we should appeal his decision. The Bd. agreed that they have not changed the 8 positions which they wish to continue. Mr. House stated that certain phase-outs would have overlaps for training periods for employees. The Bd. will meet with the Fin. Comm. in the future to discuss the CETA Program again. The Bd. congratulated William Edge, upon his being voted as Outstanding Municipal Employee.

Pack 67 of the Cub Scouts were present to obtain credit towards their Citizenship Award Badge.

Corres.Sum. continued

Item 10 - Board discussion - re: letter from DPW re: Rte 110 railroad crossing. The Bd. agreed that this issue would be put on hold.

Item 14 - Board discussion - On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to request that the 4-step process as outlined in letter rec'd. from Murphy, Lamere & Murphy be implemented re: sick leave & abuse of overtime. The Bd. agreed that the Labor Relations Advisor would be present at any mtg. held with the union.

Item 15 - Mrs. Haines will furnish Bd. members with the list of priorities for the NYC "in school" program.

Item 20 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request a clarification from Town Counsel as to what requirements we can lay upon the developer, and at the next Sel. Mtg. we can discuss same.

Item 23 - Board discussion - The Chair suggested that the Bd. take no action or hold no discussion on letter rec'd. from Chief Germann re: Officer Wellington's sick days, until we know exactly what Officer Wellington's intent is with regards to his alleged retirement considerations. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan.voted to change the recommendation to "Acknowledge receipt of the letter," pending receipt of the outcome of Officer Wellington's medical check up & his intentions regarding retirement.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. recommendations on the Corres. Sum. as amended & to include same in the minutes of the meeting by reference.

New Business

Mr. Murphy informed the Bd. that last summer when the award for ambulance contract bid was being discussed, the owner of American Ambulance suggested that the Town form a comm. to study ambulance use in Town & come back with recommendations; and he suggested that he would be willing to train members of the fire dept. as first responders, which would save the Town considerable amount of dollars. The Bd. agreed to advise the AA to contact Mr. Pick in writing or by telephone that if this is agreeable to Chief Reid and to Mr. Pick, they should start discussions as soon as possible re: this training.

Hearing re: Fairbanks Rd. drainage

A Public Hearing was held at 8:30 PM re: Fairbanks Road drainage. All residents were notified by Certified Mail of this hearing. Paul Bienvenu, consultant for the Highway Dept. explained what he intends to do to solve the drainage problem hearing re: [illegible] Rd. continued

in this area. After much discussion & questions by the residents of the area, the residents agreed that they would sign the drainage easements, as they are in the best interests of the residents. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to authorize Town Counsel to obtain easements on this project from the parties concerned. Mr. Bienvenu gave a copy of the plan to the residents who were present in order that they could let other residents of the area view same.

Mtg. with R. Flynn; L. Rondeau & P. Bienvenu re: accepted & unaccepted str.

A mtg. was held with Robert Flynn, Louis Rondeau & Paul Bienvenu re: Accepted & Unaccepted Streets. Mr. Flynn stated that there are a number of problems which would have to be solved, and we should come up with a certain set of specs for streets to be accepted. After lengthy discussion, the Bd. agreed to request the Supt. of Streets, Town Planner and Consultant to the Highway Dept. to develop a written draft within one month's time re: street acceptance program, whereby we could know the risks from Town Counsel; to identify those streets which we know of in the Community which are unaccepted, and to have a procedure which shows us how to attack this problem, and perhaps have 2 or 3 leading candidates for st. acceptance & publish this, so that the Townspeople can see the magnitude of the problem, and we could have a timetable as to how long we expect the program to run.

Mtg. with R. Flynn re:PWEA

The Bd. then discussed the Public Works Employment Act with Mr. Flynn. We must submit our application prior to Dec. 30. Mr. Flynn advised the Bd. that he had developed a list of projects - they are: new Town Hall; sidewalks; upgrading the landfill; and possibly something in Central Square. Mr. Flynn stated that the most viable project to submit would be the Town Hall, but plans & specs have to be submitted prior to Dec., 1976. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan.voted to submit application under PWEA for a new Town Hall, and submit an alternative application for the sidewalk program.

Mtg. with B. Nystrom, NVTHS re: PWEA

The Bd. met with Bernholdt Nystrom of the Nash. Valley Regional Technical High School re: Federal Grant under the PWEA for addition to NVRTHS. James Harrington CH of the School Comm. & Stratos Dukakis, Chelms. Rep. were present, as well as Mrs. Scott, member representing the Town of Westford on the Comm. Mr. Nystrom presented the Bd. with a lengthy outline of what new construction would consist - mainly, swimming pool, dome over courtyard for new cafetorium - construction costs would range from ½ million dollars to 5 million dollars. Mr. Nystrom appeared before the BOS hoping that they would forward a letter to the NVTHS School Comm, which they could forward with their application for funds to complete this project under the PWEA stating that they are in favor of said funds being granted for this project. Both members of the NVTHS School Comm. (Mr. Harrington & Mr. Dukakis) who are Chelmsford's reps., are opposed to this, as well as opposed to this new construction at the school. They feel that operating costs will become extremely high and that Chelms. should not be subjected to the costs. Mr. Nystrom stated that cosmetology & upholstering courses will be added to the curriculum next year. Mr. Lovering stated that the concern facing him now is if the Town signs this letter, what effect will it have on our own application for funds under this act. After much discussion, the Bd. agreed to take the request under advisement, and requested that they be kept aware of Nashoba's progress in this endeavor.

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:15 PM.

For the Board of Selectmen, by
Bonita Tarb

Jurors Drawn

Jurors drawn on Oct. 4 by Sel. Lovering for Cambridge: Byron Zakos, 231 Groton Rd; and Frances Wilkinson, 328 Old Westford Rd.

Members Presen

Regular meeting of the Board of Selectmen held October 12, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, Adm. Asst. was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Oct. 4.

Board Reports

Mr. Hart reported on a mtg. of the Crystal Lake Rest. Comm. held last Thursday, and read a letter from the Chairman of the Comm. stating that the Comm. will meet on Oct. 16 at 10 am at the site to discuss the extension of time requested by the construction firm. Mr. Robert Loney and a rep. of DeMatteo Constr. Co. will be present. On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to request Town Counsel to attend this meeting.

Proclamation UN Day

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to proclaim Oct. 24 as UN Day. Mrs. Margaret Fudge, UN Day Chairman, was present and a photograph was taken of the signing of this proclamation.

Mtg. with E. Hermann re: Freedom Shrin

Ernest Hermann, Chairman of the Freedom Shrine Committee of the Chelmsford Exchange Club was present to discuss presentation of the freedom shrine to the Town of Chelmsford by the Chelmsford Exchange Club. The shrine would require 20 feet of wall space and is valued at $500. The Bd. agreed to instruct the A.A. to work with the Exchange Club in selecting an appropriate location for the shrine.

Bid Opening: concrete retaining walls on North Rd.

Sealed bids were opened and read aloud for the construction of concrete retaining walls on North Road. Bids were as follows: CBX Development Corp: b) $34,730 - alt. 1 - $32,200; Santorelli Construction, Inc: b) $22,750 - alt. 1 - $18,750; Glavin Constr. Co., Inc: b) $18,200 - alt. 1 - $15,700; Masoncraft, Inc: $28,000 - alt. 1 - $24,000. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take all bids under advisement. The county estimate for this work was $12,000. The Bd. agreed to request the Supt. of Streets to determine whether or not it is possible to slope-grade the areas rather than build retaining walls, as the bids are so high. Paul Bienvenu will inspect the job and certify that all requirements have been met upon completion of the entire project.

Unfinished Business

No appointments were made to the DPW Study Comm., as there are no applications on file in the office.

The Bd. reviewed the Local Growth Policy Action Items which the BOS were requested to act on. The action was as follows: Mr. Currier advised the Bd. that this evening he received a very rough draft of NMAC's reaction to our statement - The Bd. agreed to request Mrs. Haines to telephone Joseph Hannon on Wed. and request that NMAC furnish sufficient copies of the draft for Bd. members, as well as for members of the Local Growth Pol. Comm., as the Bd. will instruct the Local Growth Pol.Comm. to review same & furnish recommendations on it to the Bd. for their review at the next Sel. Mtg. 1) On a motion by Mr. Murphy, seconded by Mr.Palmer, it was unan. voted to support the Bd. of Assessors in filing legislation to allow property tax reductions for the elderly; 2) On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to advise the Comm. that we do not support the re-vitalization of the Industrial Comm., and advise them of our method of compling with the State law; 3) On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to place this item on list for tn mtg.action-to allow purchase of developmental rights of agricultural land & to request input from the Farm Bureau on such legislation; 4) On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to endorse the recommendation that the Bd. continue a planned drainage correction program - we are currently pursuing same; 5) On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to endorse instituting

Unfinished Business Continued

procedures on development decisions involving drainage & request the Local Growth Policy Comm. to develop an article for the '77 tn. mtg. warrant; 6) On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to support the implementation of a solid waste disposal program, provided that the majority of the funds are provided by the Federal Government; 7a) On a motion by Mr. Murphy, seconded by Mr. Lovering, it was voted four in favor, one opposed - Mr.Palmer,not to support articles for separate school tax; 7b) On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted not to support articles for separate night for school budget; 7c) On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to endorse legislation to remove fiscal autonomy of schools; 7d) On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to suggest that the School Comm. actively pursue legislation to determine extent to which state directed programs should be applied; 8) On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to support more authority for day-to-day operation-the Chair appointed Mr. Lovering to develop a means of implementing this; 9) On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to support establishment of a full-time planning/engineering department at the next annual town mtg; 10) Mr. Lovering made a motion, seconded by Mr. Murphy, to take under advisement the development of a demand-responsive trans. system. Mr. Lovering withdrew his motion after discussion. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted four in favor, one opposed - Mr. Lovering, not to support development of a demand-responsive trans. system; 11) On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to support the establishment of a permanent growth policy committee. The Bd. agreed to forward the above action to the LGPC and to all boards or committees affected by the above action. The Bd.agreed to request the Town Planner to research the direction of the local growth policy in the next year or two, and if necessary, to allow Mr. Flynn to set up an appointment with Frank Keefe within the next month to discuss same.

The Chairman delegated Mr. Murphy as legislative liason.

The Bd. discussed the location of the Toll House. Mr. Murphy moved that the Toll House be moved to the Emerson Property temporarily, for storage, until work is completed at the Middlesex Canal where it could be moved permanently. Mr.Palmer seconded this motion. Under discussion, Mr. Lovering stated that he feels that it should not be moved just for the sake of moving, and that perhaps it could be moved to the Common, where it will be maintained. Mr. Currier agreed with Mr. Lovering. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was voted three in favor, two opposed - Mr. Currier & Mr. Lovering, to move the Toll House to the fenced-in area at the Highway Garage.

Corres. Sum. Item 4 - The Bd. agreed to request Town Counsel to advise us by telephone, if the case has been lost in Court previously (Prevenas).

Item 8 - The Bd. agreed to add the following to the recommendation re: noise at 118-120 Princeton Street - advise the residents to contact the Police Dept. when there are disturbances in this area, and also the Bd. agreed to request the Police Dept. to verify ownership of vehicles at this location by their serial numbers and work orders.

Item 14 - re: letter from WBZ re: embarking upon a project designed to highlight communities in area - Mr. Currier suggested the project of the reclamation of Mill Pond. Mr. Currier moved that the Bd. correspond with WBZ advising them of our interest in this project and advise them that our major concern is the reclamation of Mill Pond - the BOS would be responsible for the project - Mr. Palmer seconded this motion - it was voted four in favor, one opposed - Mr. Murphy. Mr. Currier is awaiting a report from the Town Planner re: funds for same. Mr. Murphy suggested that we obtain input from the community before we inform WBZ of our project. On a motion by Mr. Murphy, seconded by Mr.Currier, it was unan. voted to designate Jerry House as our public relations person to be in contact with WBZ regarding this matter.

Corres. Sum. continued

Item 19 - re: HUD Flood Hazard Map - the Bd. agreed to request a rep. from HUD to attend a Sel. Mtg. in the near future to explain the map to the Board and to any interested individuals, and to advise the Flood Prev. Comm. of same.

Item 21 - The Bd. agreed to schedule a mtg. with the Sewer Comm. on Oct. 18 to discuss their letter & request for Special Town Mtg.

Item 22 - Under item 2 - the Board agreed to advise East Gate that we expect them to apply for the necessary variances from the Bd. of Appeals. Also, under item 5, the para. # should be #4, not #14.

Item 23 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advise Mr. Warzecha, that based on our current scarcity of CETA funds & CETA personnel, we cannot help him at the present time.

Item 29 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to revise the AA's recommendation as follows re: Chelmsford/Westford Town Line dispute - request our Bldg. Insp. to contact the Westford Bldg. Insp. to determine whether or not there is a violation at this site & advise the Bd. of their findings within two weeks.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum. and to include same in the minutes of the meeting by reference.

New Business

Mr. Hart reported that he received a telephone call re: lighting at Varney Playground from Mr. McManimon. The Bd. agreed to request the Town Planner or Mrs. Haines to inspect the problem and report back to the Bd. with their recommendations.

Mr. Currier suggested that each Board member fill out a specimen ballot on the questions which will be on this year's ballot, in order that results could be released to the press next week. Mr. Lovering suggested that votes either be reported as 'unanimous' or 'majority'.

Mr. Murphy stated that the Sec. for Econ. Development has issued a policy this week which basically gives regional school districts the same priority as local government. The Nat. League of Cities & Towns is suggesting that local selectmen inform the Sec. for Econ. Development that we take strong opposition to the same priorities in PWE Grants for regional school districts & general purpose governments. The above motion was moved by Sel. Murphy & seconded by Sel. Palmer.

The Bd. requested Mrs. Haines to gather data & furnish same to the Bd. re: how Chelmsford can obtain Federal funds, legally, for architectural services for the new Town Hall, and get data on rates of success in this process.

Mr. Murphy furnished Board members with info re: Local Gov. Adv. Bd. & Collective Bargaining. Mr. Murphy requested that the Collective Bargaining info. be placed on next week's agenda for discussion. He also furnished the Bd. with some guidelines to the Governor: FY 1978 State Budget "Local Aid".

The Bd. agreed to invite Dr. Currie or a member of the Mer. Valley Health Planning Council to a Sel. Mtg. to advise the Bd. of what their services are & what demands or requests they are making of the State re: health planning.

The Chair appd. Sel. Currier as the liason between the DPW Study Comm. & the BOS. This action was taken in view of a motion by Mr. Murphy, seconded by Mr. Currier.

New Bus. continued

Se. Currier advised the Bd. that NMAC forwarded him, on the Board's request, with a list of all grants applied for by NMAC last year. Sel. Currier placed this info in the NMAC file for the Board's perusal.

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to adjourn the mtg. The mtg. adjourned at 9:50 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held Oct. 18, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Hart, Chairman, called the mtg. to order at 7:30 PM. Mrs. Haines, AA was also present.

Proc. LWV Day

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to proclaim Oct. 20 as League of Women Voters Day. A photograph was taken of the signing of same.

Camp Fire Girls Candy Kick-Off

A photograph was taken with reps. of the Camp Fire Girls for the kick-off of their 1976 candy drive.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the minutes of the Sel. Mtg. held Oct. 12, 1976.

Mtg. with YCAC re: Update of Activities & recommendation for part-time supervisor

A mtg. was held with members of the Youth Center Adv. Comm. re: update of activities & recommendation for part-time supervisor. Members present were: Gary Wolcott, YC Coord; Jan Greeno; George Weinert; and Elizabeth Marshall. The Bd. was presented with the format of the YC & activities & events scheduled, as well as new programs. Mr. Wolcott stated that the problem of space for certain arts & crafts still exists. Mr. Murphy moved that the Youth Center be allowed to use the tack shop on a limited basis by 5-10 youths for an arts & crafts program on a sign-up basis only - program to start in the Spring - Mr. Palmer seconded this motion. Under discussion, Mr. Hart stated that at present, the tack shop is being used for storage by the Park Dept., and it has been vandalized recently. Mr. Hart suggested that the BOS view the tack shop to determine whether or not this facility should be used by the Youth Center. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to table a vote on this matter until the bldg. is viewed by the BOS. Mr. Weinert informed the Bd. that the YCAC is still interested in forming a blue-ribbon committee to study the possibility of forming a community center. Mr. Lovering stated that the Bd. had previously voted on this and it was voted four in favor, one opposed (Sel.Lovering)not to form the committee, as there was no interest in same received by citizens of the Town. Mr. Murphy stated that if some input was rec'd. from citizens, perhaps the Bd. would address the subject again. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to concur with the recommendations of the YCAC and appoint Lee Czaplinski of 21 Ideal Ave., as Part-Time Supervisor for the Youth Center. Mr. Czaplinski will work 12 hours per week. Mr. Wolcott stated that there has been very little damage to the McFarlin School, and when damage was done to the bldg., restitution was made.

Mr. Hart welcomed Cub Scout Pack 23 - Webelos Den I and Den II to the mtg. Certificates will be mailed to each cub scout who attended the mtg.

Bid Opening-Directional Signs

Sealed bids were opened and read aloud for directional signs at 8:00 PM. They were as follows: Lynn Sign Co.-$4,954.65/$3,915; Mass. Traffic Signal & Supply Co.-$8.75 sq.ft/$13.15 sq.ft; Traffic Systems Maint. Co.,Inc.-$1,895.On a motion by Mr. Currier, seconded by Mr. Palmer it was unan. voted to refer the bids to the PA for his recommendations for award of same.

Bid Opening-Drainage-Biscayne Dr

Sealed bids were opened & read aloud for Drainage-Biscayne Drive at 8:05 PM. They were as follows: Great Northern Constr.,Inc.-$9,783; Kajil Corp.-$7,121.75; CBX Development Corp.-$12,080; Jas. Walsh Sons,Inc.-$10,420. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to refer all bids to the PA for his recommendations for award of same. Mr. Lovering questioned the fact that the bids were on a unit bid basis. Mr. Alexion informed him that there was a unit price, and there also was a total bid price. All bids were accompanied by either a certified check for $600 or a certified bond.

Bid Opening-plumbing renovations at East School

Sealed bids were opened & read aloud for plumbing renovations at the East School at 8:10 PM. They were as follows: Welch Bros. Co.-$2,125; J.E. Curry Co., Inc.-$2,100; Carwood Plumbing & Heating Co.-$1,750; Harry Ayotte-$1,475. As Mr. Ayotte is a member of the Rec. Comm., the Bd. agreed to request an opinion from Town Counsel as to a possible conflict of interest with regard to Mr. Ayotte's bid. On a motion by Mr.Currier, seconded by Mr. Palmer, it was unan. voted to turn the bids over to the PA for recommendation for award of same and to request an opinion from Town Counsel as to a possible conflict of interest by a bidder.

Board Reports

Edmund Polubinski, Ch. of the Crystal Lake Rest. Comm. reported on the mtg. held on Oct.16 at the lake site with Town Counsel; the CLRC; Robert Loney and a rep. of the constr. firm - DeMatteo's Gen. Supt., Mr. T.L. Gustenhoven. The mtg. was held to review & evaluate the progress of the project & to submit recommendation on requested extension of time by DeMatteo Constr. Co. The following observations were made: 1) Removal of stockpiled peat from the sw corner of the lake is in progress, although the Comm. was of the opinion it could have been completed by this time; 2) Inspection of the outlet canal indicated that mowing of grass & other secondary growth would complete this item & the Comm. was assured this would be done; 3) The clearing & grubbing of the entire lake bed has left the Comm. at odds with the contractor. However, the Comm. feels & Town Counsel concurred that their interpretation of the wording of the contract was correct. Namely, to remove all vegetation & debris. At present, approx. 60% has been cleared & grubbed; 4) Grading of riprap at downstream side of spillway has been completed; 5) Now that the vehicular access from Spring St. over the outlet canal has been established, the temporary roadway can be removed & the contr. was so informed; 6) Regrading near the Groton Rd. shoreline,if deemed necessary,will be done. Contr. awaiting report from a field survey; 7) The timber for the inlet control gate & outlet stop logs has arrived & installation is scheduled to begin on Tues., Oct. 19, according to Mr. Gustenhoven. Since the only area in disagreement is in clearing & grubbing of the lake bottom (#3) which is being resolved by Town Counsel, the Comm. recommended the following: Granting of an extension of time to & including Monday, November 1, 1976, to DeMatteo Construction Company for the completion of the Crystal Lake Restoration project. If the BOS concur with this, Richard W. Albrecht of FS&T should be notified so that a change order to the contract can be prepared to formalize this extension. The eng. firm of Emmons, Fleming & Bienvenu will determine if the regrading near the Groton Rd. shoreline is necessary. Mr. Murphy inquired of Mr. Polubinski the reason why the BOS should grant this extension of time to the contractor. Mr. Polubinski stated that the inlet & outlet gates could not be completed until the timber for same was delivered, and that was the fault of the sub-contractor. No one wanted the peat, and that is DeMatteo's problem, and this has been explained to them, but DeMatteo feels that it will be removed by Nov. 1. DeMatteo informed the Comm. that they encountered some unforseen problems which were the materials for the inlet & outlet structures not being delivered by the sub-contractor on time, and the key which operates the pipe which runs under the dam - the key has not arrived to date. Town Counsel advised the Comm. that in his opinion, the wisest thing that the BOS could do would be to grant the extension of time to DeMatteo. The material for the inlet & outlet gates has arrived now, but DeMatteo's sub-contractor had not delivered the timber to them on time, as it was such a small order. Mr. Lovering stated that he feels that any [illegible] Reports continued

prime contr. who bids on a job & is familiar with the specs. legally assumes the delivery date of the sub-contractor, whether or not the sub-contr. is late. If the sub-contr. is late, the prime contr. has a right of action against the sub-contr. which is done all the time. Mr. Lovering does not understand Town Counsel's advice on this matter, and he stated that he thinks we should not grant the extension & should force DeMatteo to pay the penalty associated with non-completion of the work on time. Mr. Polubinski stated that a good relationship has existed between the contr. & the Town to date, and the work completed has been quite satisfactory - the CLRC was led to believe that if the ext. is not granted, this would possibly hold up the completion of the lake for approx. 2 yrs., with litigation, etc. Mr. Lovering stated that perhaps Mr. Polubinski was correct - that as a negotiating leverage, it doesn't make sense for $500 or $1,000 to create a big deal, but we should communicate to Mr. DeMatteo that he is not meeting his responsibilities. Mr. Hart stated that he would support DeMatteo's request for extension, as the important thing for the BOS to do is to see that the job is completed. In answering a question posed by Sel. Palmer re: item 3, Mr. Polubinski stated that the growth left in the sw corner of the lake will be there for wildlife habitation, the other growth in the lake area, according to the contract was item 101, which specifically stated that there were 80 acres, and it was $700 per acre, or a total of$56,000 for the entire area. DeMatteo's supt. interpretated that to mean that they would clear a certain amount, but still get paid for the entire 80 acres. 60% of that has been cleared, and 40% is not cleared to date. Our interpretation from Town Counsel re: the contract, was that the entire lake bottom had to be cleared & grubbed. The CLRC feels that the contract did specify$700 per acre, and only those acres cleared & grubbed would be paid for at that price. Town Counsel asked Mr. Loney how the contract had been written - Mr. Gustenhoven based his comment on a standard DPW contract - Mr. Loney presented a standard DPW contract which stated that payment would be made only on acres cleared & grubbed - therefore, Town Counsel, Mr. Loney & the CLRC felt that they were correct in paying for those acres actually cleared & grubbed, on a per acre basis. FS&T feels that the entire area in the lake bed should be cleared - DeMatteo feels that only 60% should be cleared. Mr. Murphy was concerned because no problems existed for so long, and now they are developing - Mr. Murphy stated that he is not too sure that the eng. firm up there is doing a very good job in relating progress or problems back to the BOS. At the end of Sept. Mr. Polubinski rec'd. reports from the eng. firm re: problems with the project. Mr. Palmer moved to grant the extension - his motion was seconded by Mr. Currier. Under discussion, Mr. Currier requested that the motion be amended to corres. to DeMatteo & advise them that this will definitely be the last extension granted by the BOS. Mr. Hart stated that members of the CLRC view the work daily. Mr. Lovering stated that with all due respect to the CLRC, who has done a fine job, he would vote against the motion for the reason that any prime contr. who bids a job is legally responsible for the performance of the sub-contr., and therefore, the excuse of lack of planks, or any equipment for the gates, is inexcusable, totally, and he could not vote for it. The motion was voted on as follows: three in favor, two opposed - Sel. Murphy and Sel. Lovering.

Mtg. with
Comm. to Update
Tn. Hist.re:
Progress

A mtg. was held with members of the Comm. to Update Town History to discuss the committee's plans re: update of the history of the Town. Charlotte DeWolfe, Ch. was present, as well as Charles E. Watt, Sr., Julia Fogg and Frederick Burne. Mrs. DeWolfe advised the Bd. that the history will contain approx. 275 pages. Mr. Alexion furnished figures for printing of binded copies of the history, which are as follows: 2,500 copies for $6.48 per book - 5,000 copies for $4.48 per book. Mrs. DeWolfe stated that the books could be distributed in the Town Clerk's Office and in the Adams & MacKay libraries. Mr. Murphy suggested that orders for copies could be placed before the books are printed to determine the number of persons interested in the purchase of the history. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to place an article in the '77 ATM Warrant to request the voters to fund the printing of the history of the Town. The project will not go out to bid for quite some time, perhaps in the Spring.

Mtg. with
Com. to Updat
Tn. History
continued

Mtg. with
Sewer Comm.
re: article
for STM War.

A mtg. was held with the Sewer Comm. re: article for Special Town Meeting. Members of the Sewer Comm. present were: Matthew Doyle, Joseph Gutwein and Theodore Rapallo. In May of 1976 at the ATM, the Sewer Comm. briefed the Tn. on the matter of a 3-step approach leading to formal application for construction grant monies available from Fed. & State agencies. The program would include lateral collection systems as well as interceptors, treatment facility plants, etc., and approval of the grant application must be in hand prior to Sept. 30, 1977, in order to qualify for the available grant monies. The Tn. expressed its desire to proceed with haste toward mtg. the Sept. '77 goal. Monies were appropriated at TM in May of 1976 to initiate Step I, Facility Plan Preparation. This has been completed.There is a problem with regard to proceeding with Step II-Design Specification Drawings & Formal Application for Construction Grant Monies. Because of last minute haste to initiate & complete the program on schedule, the Sewer Comm. has been informed by the State that grant monies for Step II & the reimbursable amount for Step I will not be available until after we complete Step II. To proceed with the detailed engineering tasks of Step II, and complete the work by July, 1977, the Sewer Comm. must award an engineering contract by December, 1976. The Sewer Comm. does not have required funds to proceed with a Step II award. Rough estimates at this time project a cost of approx. $700,000 for Step II, at least 90% of which will be reimbursable upon approval of the construction grant. The Sewer Comm. requests permission to go before the Town in a STM in Nov. or Dec.to seek approval for initiating a bond to finance the amount necessary to proceed with Step II. The Sewer Comm. has scheduled a mtg. with City Mgr. Taupier of Lowell, because the proposed plan for a Town-wide Sewer system for Chelmsford contemplates a direct tie-in with the Lowell Sewerage Treatment Facility. The plan would serve over 2/3 of the Town of Chelmsford. Mr. Gutwein stated that there is an alternative - and that would be to interpret an article passed at the Sept. 1968 tn. mtg. which stated that this program would be funded at 1.285 million dollars which was in general accord with the plan prepared by Camp, Dresser & MacKee in 1964. The Sewer Comm. has incorporated that plan, and all of the designs in same, except the sewerage treatment plant. The Sewer Comm. therefore, proposed to utilize this money immediately for this contract, which would be reimbursable. The Sewer Comm. must hold a Public Hearing on Step I - the Tn. must be notified 30 days prior to the Pub. Hearing, and it must be held prior to a STM. The Sewer Comm. would like to have the hearing on Nov. 23 or Nov. 30, 1976. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to authorize the Sewer Comm. to meet with Town Counsel and to give the Comm. the flexibility of preparing whatever articles they deem necessary to present this issue to the Townspeople at a STM this Fall, and the burden of presentation will be on the Sewer Comm. Re: the Sewer Comm's. request concerning permission to obtain an opinion from Town Counsel re: interpretation of the 1968 article, the Bd. agreed that it would not be fair to the Townspeople to go back 8 years - therefore, an article will be placed in the next STM Warrant as indicated above for vote by the Townspeople. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to establish the date of December 1, 1976 for a Special Town Meeting.

Chairman Hart declared a 5-minute recess at 9:20 PM.

Bd. Reports
continued

Mr. Currier reported that he had obtained 1 copy of the NMAC draft of the Growth Policy Statement, and he suggested that the Bd. forward it to the LGPC & that the Bd. review Sel. Currier's copy.NMAC is planning a Public Hearing on Oct. 27 to discuss the statement - the final copy will be presented to the State on Nov. 17, 2 days after the Nov. 15 deadline. On a motion by Mr. Currier, seconded by Mr. Murphy, it was voted four to one - Mr. Lovering was opposed, to advise the NMAC

Bd. Members continued

that the BOS do not feel that they have had sufficient time to review the contents of the Area Statement on the Reg. Growth Pol. Report, and therefore, the BOS do not have sufficient time to provide input to the NMAC re: this report prior to the Nov. 17 final deadline, and the BOS request that NMAC extend the deadline beyond Nov. 15, in order that they & the LGPC may review the report in detail. Under discussion, Mr. Lovering stated that he felt that there was sufficient time to review the statement. Mr. Currier explained that actually, only less than 15 working-days are left in which the review is to be made. With the permission of the Chair, Mr. Lovering changed his vote on this motion to 'yes' thereby making the motion pass unanimously. The Bd. agreed to add the following to the motion: forward copies of all corres. regarding this matter from the BOS to NMAC to all the cities & towns involved, in order that they may be made aware of our position. Mr. Murphy stated that this matter could be discussed at the upcoming MVSA mtg. on Oct. 21, 1976. Mr. Currier agreed to hand-deliver the copies of the letter to NMAC to the NMAC mtg. this Wed., Oct. 20 to all area cities & towns.

Mr. Lovering reported that his recommendation on aerial mapping will be made at the next Sel. Mtg.

Adm. Asst. Reports

Mrs. Haines informed the Bd. that residents in the vicinity of the Grange Hall will be invited to the Sel. Mtg. on Oct. 25 to discuss their feelings re: proposals for use of the Grange Hall, all organizations who forwarded proposals to the BOS will be advised of the mtg. which will take place in the Sel. Mtg. Room at 8:00 PM.

Mrs. Haines advised the Bd. that the desk sale held at the East School this past Sat. from 9 to Noon lasted only 35 minutes, and a total of $210 was rec'd. for the desks.

Dept. Head Reports

Mr. Hart read a letter from Louis Rondeau, Supt. of Streets re: serious drainage problem on Katrina Road. The Board agreed to request that Mr. Hart & Mrs. Haines inspect the problem & furnish a report on their findings to the BOS at the next Sel. Mtg.

Mr. Hart read a letter rec'd. from Chief Germann re: termination of employment of Officer Howe, who left work on Oct. 6 and has not reported to work since that time. The Chief feels that although no formal resignation has been forwarded to him by Officer Howe, Officer Howe has terminated his employment in the CPD. The Chief requested a requisition for a new Patrolman for his replacement. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to accept Chief Germann's letter & interpret it as Officer Howe's termination of employment.

Unfinished Business

No applications are on file for 2 vacancies on the DPW Study Comm.

Mr. Murphy passed out copies of a report of the subcommittee on collective bargaining to the Local Government Advisory Comm. on Collective Bargaining in Municipal Government at the last Sel. Mtg. for the Bd's. review. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to endorse the positions taken by the LGAC and notify the 5 mun. organizations that we support these positions. The positions were taken on the following: Opposition to the Extension of Final Offer Arbitration; Scope of Bargaining; Enhancement of the Prohibition of the Right to Strike.

Corres. Sum.

Item 6 - Mr. Murphy stated that two or three weeks ago, the BOS corresponded with the Bldg. Insp. re: problem at Dalton Rd. & Stedman St., and we were advised by the Bldg. Insp. that all violations get answered within 7 working days - and when we respond to the resident, we should so inform him of our action in the past. Mr. Murphy asked how the Bd. would respond - item by item, or in general stating

Corres. Sum. continued

that the matter has been forwarded to the approp. dept. head(s). There was no address given, and after looking into the matter, there was no listing in the Census for an "M.E. Doane" residing in Town. The Bd. agreed that the issues addressed should be investigated, even if M.E. Doane cannot be located. Mr. Murphy asked to whom the reports should be directed. Mr. Hart stated that the letter should be forwarded to the Bldg. Insp. for his response where applicable, and we could keep same on file in case M.E. Doane should request same in the future.

Item 10 - Mr. Lovering advised the Bd. that he has been made aware of a person or persons stealing papers for the paper pick-up between the hours of 3 & 6 AM. The Bd. agreed to request the Police Dept. to try to apprehend the thief during the next paper pick-up.

Item 11 - letter from DCA - Chelmsford was not chosen for DCA assistance - Mr. Murphy stated that the BOS were unan. in support of a comprehensive permitting system. The Town ofBridgewater was chosen to be involved in a permitting system. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to form a Comp.Perm.Comm. to develop a Comp. Permitting System in Tn., including reps of the BOS; Planning Bd; Bd. of Health; Bldg. Insp; Conservation Comm. & request that they meet monthly and work in parallel with the study being conducted in Bridgewater& come back in the Spring with some recommendations for the Town.

Item 17 - The Bd. agreed to issue a Press Release through the office re: approval of our application for funds from HUD in the amount of $44,000 for work at the Senior Citizen's Drop-In Center on Mill Road. Mrs. Haines will attend the next Sen. Cit. mtg. to explain use of the funds, etc., Robert Flynn, Town Planner, will also attend.

Item 23 - The Bd. agreed to request a report from the Bldg. Insp. prior to the next Sel. Mtg. re: question re: Chelmsford/Westford Town Line.

Item 26 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to amend the AA recommendation as follows: Advise Cons. Comm. of action taken by BOS at mtg. Oct. 12 re: LGPS.

Item 29 - Board discussion - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to form a committee called the Town-Wide Cultural Committee within one month's time, which will consist of 9-12 members, and within one mo. of the Committee's incorporation, the BOS should be forwarded with a policy statement of the Committee. Anyone interested may forward an appt. request for same. Mrs. Geary suggested that the membership could be formed from a rep of the art forms in Town in various areas, with a list of applicants awaiting appointment.

Item 34 - The Bd. requested that the AA identify the appropriate person to whom this letter should be forwarded, and request a written response within 2 weeks' time to the BOS addressing the issue.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's. recommendations on the Corres. Sum. and to include same in the minutes of the mtg. by reference.

New Business

Mr. Currier stated that 2 months ago we sent info to the Bld. Insp. re: Center Deli - chairs & tables without common victualler's license - they were then denied a variance by the Bd. of Appeals - they still have the tables & chairs. Mr. Currier asked what we could expect re: violators at corner of Stedman St. & Dalton Rd., and the violators at the Deli - Mr. Currier requested that we ask these questions of the Bldg. Insp.& request a report prior to the next Sel. Mtg. The Bldg. Insp. should be responsible for rectifying zoning problems in Town, not the BOS, Mr. Lovering added.

New Business continued

Mr. Murphy requested that we ask the Town Counsel to furnish his disposition on leasing the Sheehan Prop. to Mr. Koulas & Mr. Parlee - this was requested of him some time ago.

Mr. Murphy requested a status report on the Wiring Insp. being classified as full-time - he is no longer a special municipal employee.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to go on record with our reps. in House & Senate & the Judiciary Committee indicating our interest in alternate sentencing for juveniles and ask if they are planning to submit legislation in the upcoming session, as we feel that this is an area which needs legislation.

Mrs. Haines informed Mr. Murphy that Dec.1 or thereabouts the schedule for budget hearings will be complete. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to go on record with all depts.etc. requesting that they concur with a policy statement developed by the Bd. re: budgets this upcoming year. Within 2 weeks the Bd. will develop a Policy Statement & formally adopt it & forward it to all depts., etc. which come under the jurisdiction of the Bd.

The Bd. requested a status report on the East Chelmsford Fire Station - when it will open, & progress on construction of same, etc.

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to place a priority telephone call & forward a priority letter to Gov. Dukakis requesting that he sign legislation raising the legal drinking age in Massachusetts from 18 to 19 years of age.

Mr. Lovering stated that last yr. the Bd. agreed that when they started the next negotiation process, they would create a list of demands which should be discussed & voted on by the full Bd. The Bd. agreed to request the three Department Heads to forward them with a list of demands they have put together to date & schedule a mtg. with the Bd. in which the demands can be discussed. We could hold a reg. mtg. & adjourn to Exec. Session to discuss same. Also, Mr. Murphy requested that the Labor Rel. Advisors advise us of any additional demands they forsee with regard to negotiations for the upcoming year.

Mr. Lovering suggested that the AA request a report from the Police Chief re: filing of retirement papers by Officer Wellington.

Mr. Lovering stated that he has been advised that a member of the Bd. of Assessors has submitted his retirement papers.Mrs.Haines stated that notice was rec'd. this evening. Within 30 days after receipt of retirement papers the Bd. of Assessors must request a mtg. with the BOS to select a replacement. Mr. Hart read the following letter received from the Town Clerk on this date: Gentlemen: I have on file in my office the resignation of Richard L. Monahan, Board of Assessors, effective Oct. 15, 1976." A copy of the letter rec'd. from Mr. Monahan to the Town Clerk was read as follows: "Dear Mrs. S. Hilaire: I am tendering my retirement from the Board of Assessors as of Friday, Oct. 15, 1976, due to a recurring illness."

Re: Board of Selectmen's votes on ballot questions for 1976 Election, results were as follows: 1) Equal Rights - unan. yes; 2) Graduated Income Tax - maj. no; 3) Absentee Voting for Religious Reasons - maj. no; 4) Mass. Power Authority - unan. no; 5(a) Banning Private Handguns & 5(b) Serving Sentences for Certain Armed Crimes were not tallied, as they are alternate questions, but the majority of the BOS were in favor of 5(a); 6) Controls on Bottles & Cans - maj. yes; 7) Uniform Electric Rates - maj. no; 8)oil refinery in deep water port - unan. yes; 9) Sunday Closing Laws - maj. yes.

New Business continued

Mr. Lovering informed the Bd. that this Thursday the Mer. Valley Sel. Assoc. is meeting at the Chelmsford Country Club. Dr. Duff, President of Lowell U is the Guest Speaker. Chelmsford is the host community. Mr. Lovering requested that the AA invite a member of the School Comm. & a member of the administration to attend, in order that we can be consistant with the planned program for the evening.

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the mtg. The mtg. adjourned at 10:30 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Chelmsford Board of Selectmen held Oct. 25, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines was absent due to illness. Mr. Hart, Chairman, called the mtg. to order at 7:35 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Sel. Mtg. held Oct. 18, 1976.

Mtg. re:NVTHS postponed until Nov.1

The scheduled agenda mtg. at 7:35 PM with Bernholdt Nystrom to discuss the expansion of NVTHS has been postponed to Nov. 1, as Mr. Nystrom has not rec'd. his copy of completed plans for expansion.

Drainage Bid Award- Biscayne Dr.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to ratify the Bd's. vote of Oct. 19 awarding bid for drainage on Biscayne Drive to Kajil Corp. in the amount of $7,121.75.

Bd. Reports

Mr. Currier informed the Bd. that at last week's NMAC mtg., NMAC decided to hold a Public Hearing on Nov. 10 on the area statement regarding growth policy - at this hearing anyone may offer a minority report or a difference of opinion. On Nov. 17 NMAC will take a formal vote as to whether or not they will present the statement. If they cannot come to agreement as to what the statement should say, then they will delay the vote until Dec. 8. Mr. Currier is arranging to have 5 copies made for the BOS which will be ready this week. At the last mtg. Mr.Currier informed NMAC of our concern re: we did not have enough time to review the statement and we did not receive sufficient copies for review.

Dep Head Rep. Bldg. Insp. Report

Mr. Hart read two reports from the Bldg. Insp. which the Bd. requested at last week's mtg. They were a report re: Deli & Stedman St.at Dalton Rd. Upon a suggestion from Sel. Currier, the Bd. agreed to request a report from Town Counsel prior to the next Sel. Mtg. & request that he advise us whether or not the matter of the zoning problem at Dalton Rd. & Stedman St. has been forwarded to his office as indicated in a memo rec'd. today from the Bldg. Insp. - and if it was turned over to Town Counsel, request that he advise us of the exact date on which it was turned over to Town Counsel. Regarding the Center Deli-the Bd.agreed to request a report from Town Counsel as to what can be done with regard to the Center Deli's continued use of tables & chairs and request that Town Counsel inform us when they will take action regarding this violation - this report is requested prior to Nov. 1 in writing also.

Mr. Murphy stated that we were also supposed to receive a report from the Bldg. Insp. for this mtg. re: Chelmsford/Westford Town Line - we will request same for discussion at Nov. 1 mtg.

Unfin. Bus.

Mr. Hart reported that Paul Bienvenu, Louis Rondeau and he viewed the drainage problem on Katrina Road & spoke with a rep. of Silicon Trans. Corp. It was agreed

Sel. Que. continued

that Silicon will pay for the necessary work to correct the problem to the specifications of the Town under the supervision of Paul Bienvenu & Louis Rondeau. This should correct that problem.

The Bd.agreed to hold on the Policy Statement - Budgets and Wiring Insp. Classification until Nov. 1 when Mrs. Haines will be present.

Corres.Sum.

Item 3 - Board discussion re: opening in gate at DeMoulas which benefits elderly in the area. The Bd. agreed to schedule a mtg. with the abutters & residents in the vicinity of the Evergreen Street/Sylvan Avenue area to discuss their feelings regarding this matter and to request a report from Special Town Counsel Charles Zaroulis for the mtg. indicating what legal rights we have to change the Court Decree, if any, as requested by residents in the area.

Item 7 - Bd. discussion re: ambulance sub-committee & 1st. responders. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to ask the AA to consider having the intern in the Sel. Office perform a cost benefit analysis including interviews with Pol.& Fire Chiefs, Purch. Agent, E.Haines & a member of the BOS & report his findings back to the Bd. on purchase of a Town ambulance vs. the current service. Mr. Murphy stated that MLC&T has produced a report re: cost of ambulance service in communities in the State which would benefit the intern in his research as a source of information re: ambulance bill.

Item 9 - Mr. Murphy asked whether or not Mr. Bienvenu had furnished a corrected copy of the plan on Fairbanks Rd. to a resident or residents of Fairbanks Rd. for their review, Mr. Bienvenu has furnished it to a resident.

Item 12 - report from Police Chief re: Princeton Auto Body - The Bd. agreed to hold on this report until Mr. Currier can speak to the Chief of Police for further clarification of the report. The Bd. will hold this for mtg. Nov. 1. Mr. Hart suggested that any information we receive re: unregistered cars, etc., should be forwarded to the Reg. of Motor Vehicles for their info.

Mtg. with residents in area of Grange Hall,Proctor Road

A mtg. was held at 8 PM with residents in the vicinity of the Grange Hall on Proctor Road and with organizations who submitted proposals for use of the Grange Hall. 7 organizations had submitted proposals for use of same to the BOS for their review. Direct abutters present were: Mr. & Mrs. James Simpson,11 Proctor Rd; M&M Kevin Harding,21 Proctor Rd; M&M David Booth, 16 Proctor Rd; M&M Leroy Skillings, 14 Proctor Rd; M&M Gerald Chandler, 18 Proctor Rd. Mr. Hart asked for comments of the abutters. Kevin Harding stated that he would like to see the grounds kept up; no mtg. after 12 PM or before 7 AM; no 'overnights' by Girl Scouts; monitoring of any program which the Tn. approves at the location by the BOS; no consumption or sale of alcoholic beverages on the premises; enforcement of some parking regulations - Mr. Chandler, Mrs. Simpson, Mrs. Booth and Mrs. Skillings agreed with Mr. Harding's comments. Also, Mr. Harding stated that there is trash behind the Grange Hall which should be removed. Mr. Lovering stated that there is a possibility that the Sel. would not rent the Grange to any organization,perhaps it could be auctioned & house lots could be constructed - the abutters would be in favor of this, if this should happen. David Foreman agreed with Mr.Harding's comments, as did Christos Simorellis. Mrs. Booth stated that she would like to see a playground on the grounds. The Chairman then allowed organizations who submitted proposals to speak. The organizations present & whose reps. addressed the residents & Sel. were as follows: Girl Scouts; Delphic Drama Studio of Chelmsford; Chelms.Theatrical Society; and Chelms. Lions Club. No reps. were present from the Patchwork Theatre-Mr. Murphy explained that this is the children's group sponsored by the Rec. Comm who perform in the summer months; also, no reps. were present from Post 5990 of the VFW or from the Four Seasons Garden Club.

mtg.with residents in area of Grange Hall, continued

Basically, each of the representatives of the various groups reiterated what was outlined in their proposals to the Bd, and stated that his or her organization would be responsible for upkeep of the bldg.-inside & outside. The Girl Scouts rep. was Mrs. Edwin Thompson; Delphic Drama Studio rep. was Christos Simorellis; Chelms. Theat. Soc. rep. was Richard Meaney; and Lions rep. was Ronald Prentice. Mr. Hart stated that with regards to the Girl Scouts having 'overnights' at the Grange-this may not be in conformance with the zoning bylaws. All of the groups who had reps. present were willing to share the use of the bldg. with other organizations, and members of each of the groups are willing to perform work on the bldg. to correct conditions, i.e. ceiling repair, painting, and general construction repairs. Mr. Prentice of the Lions Club stated that with regard to consumption of liquor on the premises, the Lions Club would observe the rules & regulations set forth by the BOS re: alcoholic beverages. Paul Sansoni & John Hickey, past presidents of the Lions Club were also present and advised the Bd. of the work that members of the Lions Club would perform on the bldg. It was agreed by the reps. that they would be willing to make the hall available to the residents in the area should they want to hold a neighborhood mtg. Mr.Lovering asked Mr. Prentice why the Lions Club would be willing to put so much money for repairs & maintenance into the Grange when they would only use the bldg. 3-4 nights per month. Mr. Prentice stated that the Lions would like to have a home of their own for mtgs, dances, & 1 flea market per year. Mr. Lovering asked Mr. Prentice if the Lions would apply for an all alcoholic license at the premises - Mr. Prentice stated that he envisioned that as an extended use of the property as well. Mr. Hart stated that any use of the Grange would have to be in compliance with the zoning bylaws. Mr. Simorellis spoke in favor of the Lions Club proposal, as a resident of Proctor Rd. Mr. Herbert Lyons also spoke in favor of the Lions Club. Mr. Hart asked Mr. Prentice if, in the event that the BOS grant use of the bldg. to the Lions with the stipulation that no liquor could be consumed on the premises, would the Lions Club still be interested in acquiring the Grange. Mr. Prentice stated that he would have to discuss this with the members of the Club, but he was inclined to say that they might not be interested. Mr. Lovering stated that perhaps they could apply for one-day all alcoh. licenses throughout the yr, as long as the events did not become so systematic that they are not in conformance with the law regarding same. Mr. Harding suggested that the BOS instruct someone with expertise in construction to inspect the bldg. to determine the extent of repairs necessary, as Mr. Harding feels that repairs would amount to thousands of dollars. Mr. Hart stated that it will be a few weeks before the BOS make a decision regarding the Grange Hall, as certain matters have to be considered and some questions have to be answered before the Bd. will take a vote on this matter.

Mtg. with F.Reid;R. Germann & L. Rondeau re: mechanic

A mtg. was held with Chief Robert Germann-Police Chief; Frederick Reid-Fire Chief and Louis Rondeau-Highway Supt. to discuss the position of mechanic. Mr. Hart stated that there is a possibility of combining the mechanic for the depts. by putting the pay scale in line with the type of person needed to work on very expensive Town vehicles. Mr. Hart suggested a combination of the 3 depts. on the top position with a pay scale equal to what a top mechanic would earn. The Bd. and the 3 dept. heads agreed that the pay scale would have to upgraded in order to keep a good mechanic employed by the Town. Chief Reid stated that the Fire. Dept. has been trying to create a new position within the Pol. & Fire Depts. which was discussed with the BOS & Fin.Comm. last year - money was put in the FD budget for this mechanic. Chief Reid & Chief Germann feel that they could hire a mechanic for their depts, and if they try to integrate the mechanic with the Hghy. Dept. they could have problems with the Union(HD). Chief Reid stated that there was no position established in the Pers. Bylaw for a mechanic - same must be forwarded to the Pers. Bd. and then included in the next Tn. Mtg. The rate is $5.65 per hour, but it must be upgraded. Mr. Hart stated that he feels that the position should be upgraded before we get to Tn. Mtg. Mr. Lovering stated

Mtg. with 3 Dept.Heads re: mechanic continued

that dollars were put in at $5.65 - and to increase the wage would violate the intent of the Tn. Mtg. vote. Mr. Lovering concurred with Chief Reid re: flexibility of assignment & keeping the position non-union; however, this would not solve the Hghy. Dept's. problem because what we really are considering is a mutual arrangement between the Fire & Pol. Depts. for 1 person - and we would have another person as mechanic in the Hghy. Dept., and they would not be related. Chief Reid said that he feels that the rate for mechanic should be upgraded at the next Sp. Tn. Mtg. in Dec. Chief Reid stated that some Fire Dept. mechanics in the Boston area earn more than $20 per hour. Mr. Rondeau stated that he feels that the mechanic who recently resigned from the Hghy. Dept. did so, basically, due to the salary he was receiving & also because of a conflict with the foreman. Mr. Hart stated that we need a good, high-priced head mechanic, who would be over the mechanics in the Fire & Hghy. Depts. Mr. Currier feels that we should have a Town Maint. Dept., Mr. Lovering is not in favor of this. Mr. Hart stated that the problem we face now is - will we have to hire a mechanic for the Pol. & Fire Depts. at $15,000 and will we have to hire a mechanic in the Hghy. Dept. for another $15,000 - or can we have one man at that rate with men under him, as we have now at $5.65. Mr. Lovering stated that all we really want is someone who can manage, and make sure that we are getting our money on the outside jobs, as well as inside re: specs, ordering equipment, etc. Chief Reid stated that the position of mechanic would have to be established at the next STM, because there is no position for same in the Pers. Bylaw - the money is in the FD budget at the same rate as the Hghy. Dept. mechanic. The BOS & 3 Dept. Heads agreed that at the present rate, we would not be able to hire a top mechanic - the rate must be upgraded. Mr. Currier stated that Mrs. Haines has obtained some figures from other towns re: their job description & salary for mechanic and she can advise the Bd. of same in the upcoming week. Mr. Murphy stated that he is in favor of upgrading the salary for mechanic, and in favor of a single mechanic for the Fire & Pol. Depts, and a senior mechanic in the Hghy. Dept. over and above the position which currently exists - Mr. Lovering concurred with this. The Bd. agreed to advise the 3 Dept. Heads of any info. they receive from Mrs. Haines and the Bd. will advise them of their disposition.

East Chelms. Fire Station

Chief Reid informed the Bd. that with regard to the East Chelms. Fire Station, he is awaiting delivery of the hoist which should be here by Oct. 29, and this is causing a delay in other areas of the new fire station. Chief Reid stated that he feels that the station will be manned by the end of Nov. Chief Reid just rec'd. his list back from Civil Service and he will advise the BOS when he receives his final approval from Civ. Serv. With regard to the Capt's. list, it has not come out to us yet from Civ.Serv.

Police - Civil Serv.

Chief Germann stated that he is awaiting 3 names from Civ. Serv. for Perm. Int. Pol. in Chelmsford. He has 10 people on the list. Mr. Hart asked if there were any names available, not including the men who just took the test. Chief Germann said yes, and these people have been certified for over a year as Perm. Intermittants - the recent exam has no bearing on this. Chief Germann knows who the top 3 men are on the list, but he cannot disclose same until Civil Service forwards the list to the BOS. Mr. Murphy stated that at least one of the intermittants is a former employee of the CPD-full time, and asked the Chief if he had to be re-certified by Civ. Serv. Chief Germann stated that he has been re-certified, and his name goes to the bottom of the 10-man list by Civ. Serv. regulations. He can be re-instated, but his name goes to the bottom of the list. Mr. Murphy requested that the Pol. Chief forward him with a copy of this regulation from Civ. Serv.

Corres. Sum. Item 21

While the Hghy. Supt. was present, the Bd. discussed Corres. Sum. Item 21 which is Mr. Rondeau's recommendation to appt. James Rondeau & Thomas Barnes as Laborers in the Hghy. Dept., due to vacancies caused by a resignation and the re-assignment of a man to the sanitary landfill. Mr. Murphy was concerned that the Hghy.

Corres. Sum. Item 21 continued

Dept. currently has 3 CETA employees who have been with the Dept. for close to 2 yrs, and whose service has been deemed acceptable to the HD. The purpose of the CETA Program is to give permanent jobs to those qualified for same. Mr. Murphy stated that he feels that they should be given first consideration for permanent employment in the HD. Mr. Bellemore has been promised a permanent job in the HD when the CETA Program is terminated in Chelms., which will be Jan. or Feb., 1977, and Mr. Murphy does not think that it is appropriate to wait until that time. Also, Mr. Murphy was concerned that the positions were not advertised as the BOS had agreed they would be some time ago. Neither of the men recommended by the HS worked in the HD previously. Mr. Rondeau stated that Mr. Bellemore is qualified for the job, and if the Bd. wishes to appt. him as one of the laborers, it would be agreeable with Mr. Rondeau. Mr. Rondeau stated that another CETA employee, John Cronin, is driving the COA Van, and is not working in the dept. now, but is due to return, and Rene LaRouche is working as an Engin. Aide. Mr. Murphy further stated that according to the Fed. statutes, the definition of 'family' with regards to Conflict of Interest & nepotism includes nephew-he does not know if the State statutes are the same, but this should be determined as one of the recommended persons is Mr. Rondeau's nephew. Mr. Currier stated that if we appt. the CETA employees to full-time positions in the Hghy. Dept., we will loose those positions under the CETA regulations and cannot fill the vacancies. Mr. Currier stated that Mr. Rondeau's nephew has contacted him and feels that he is being discriminated against because he can't get a job in the Hghy. Dept. Mr. Currier agreed with Mr. Murphy that this matter should be investigated. Mr. Hart asked the Bd. their thoughts re: advertising positions available. He asked what we would do if we had a position open and advertised for same and hired someone, then, what would we do if only two weeks later we had another opening, would we choose to advertise again, even though we may have 15 or 20 applications on file. Mr. Murphy asked Mr. Rondeau how many persons he interviewed for the positions, and Mr. Rondeau stated that he interviewed no one, and that he chooses persons for appointment by their size to insure that they are physically fit for the job. Mr. Lovering stated that he has no objection to the Bd's. policy to advertise for positions, but sooner or later Mr. Rondeau will have quite alot of applications on file, and he would hope that Mr. Rondeau would give preference in the thought process to the persons whose applications have been on file the longest provided that they can perform the job. Mr. Lovering suggested that Mr. Rondeau periodically review the applications to determine if all persons who have applications on file are still interested in securing a position in the Hghy. Dept., if not, a note on the application could indicate this. It was suggested to Mr. Rondeau that he add an addendum to the standard employment application used by Tn. Depts. inquiring of the applicants questions which would not be on the standard form, i.e. can you lift 100 lbs. - can you drop 100 lbs., etc., in order that Mr. Rondeau can determine if the applicant is physically fit for employment in the HD - he could include 10 questions which would only apply to the HD, and he should forward this addendum to persons who have already completed applications for work in his dept. Mr. Hart feels that it is not necessary to advertise positions such as we are discussing now, due to the amount of applications on file & the expense of advertising which we incur. Mr. Hart does not object to interviewing applicants. Mr. Murphy stated that he feels that Mr. Bellemore & Mr. Cronin have been working for the Town under the CETA Program for almost two years, and they should be offered full-time employment with the Town while the positions are available. Mr. Murphy moved that Arthur Bellemore and John Cronin be appd. as laborers in the Highway Dept. to fill the 2 positions, the motion was seconded by Mr. Lovering. Mr. Rondeau stated that he had planned to hire Mr. Bellemore upon the termination of the CETA Program, and there actually 3 openings in the HD - the 2 vacant now, and the other which Mr. Rondeau anticipated when the CETA program is terminated. Under discussion, Mr. Currier stated that he would like to hold on this matter for one week to determine whether or not the CETA employees would accept the full-time job in the HD if it is offered to them-in order that we would not lose the CETA positions if the men are not interested

Corres. Sum. Item [illegible] continued

in full-time employment as Laborers for Ashes & Waste Collection in the HD. In view of Mr. Currier's request, Mr. Murphy moved to table discussion on this matter for one week, until the appropriate answers are received in writing by the BOS from the CETA employees - Mr. Currier seconded this motion. Under discussion, Mr. Lovering stated that he was disappointed in Mr. Murphy's willingness to table this for one week. Mr. Hart then asked for a vote on Mr. Murphy's motion to table, it was voted four in favor, one opposed - Mr. Lovering, to table discussion on this matter for one week. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to request a legal opinion from Town Counsel regarding a possible Conflict of Interest concerning Mr. Rondeau's recommendation to appt. his nephew to the HD, and to further request a written report from Town Counsel regarding issues similar to the above-mentioned concerning nepotism and patronage in all Town Depts., in order that the BOS may refer to these guidelines in their day-to-day appointments.

Item 14 - Mr. Murphy advised the Bd. that there is corres. regarding item 14 dated as far back as March of 1975 (unregistered cars) and asked why action on this violation was not taken long ago....Item 15 - Mr. Murphy informed the Bd. that corres. received from the Bldg. Insp. in April of 1975 indicates that this problem (unregistered cars) has been solved, and now, 18 months later, the violator is being taken to court - the original complaint is dated Aug. of 1974, and some 26 months have elapsed from the time a zoning violation was brought to the attention of the responsible party to the time that we are now taking the violator to Court. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request a written report from the Bldg. Insp. & Town Counsel as to why there has been such an unreasonable delay in bringing these 2 matters to resolution - this report should be received within the next two weeks.

Item 20 - The Bd. agreed to change the AA recommendation concerning questionnaire from Bentley College from "approve questionnaire" to "Individual Bd. members to respond on their own."

Item 25 - re: Town Counsel's disqualification from case re: Rec. Comm. member bidding on Rec. Bid, as he represents a client who is also a bidder on this item. Mr. Murphy stated that he prefers to appoint 1 Special Town Counsel to handle all cases which our own Town Counsel cannot undertake, and he suggested that the Bd. appoint one Special Town Counsel to handle any matters which the regular counsel disqualifies himself from handling, and this could happen as a matter of course and would not come before the BOS for resolution every time this situation occurs. Mr. Hart is not in favor of this, because the person appd. as Spec.Tn. Counsel may have enough of a work-load within his own office, and may not have the time to handle a case for the Town at the request of the BOS, and may not forward his response to the Bd. for some time. Mr. Murphy stated that if we do not receive his response within a reasonable length of time, we could change the Spec. Tn. Counsel. Mr. Lovering stated that he feels that the idea is a good one, but many times we are looking for a specialty, and we would not want to preclude our ability to hire a specialist if needed, and he does not see a great need, as we only hire a Spec. Tn. Counsel on a limited basis throughout the year. Mr. Hart then asked the Bd. members for nominations for STC in the Rec. case. Mr. Currier nominated James Harrington - Mr. Murphy seconded this nomination. There were no other nominations. On a motion by Mr. Currier, seconded by Mr. Murphy, Mr. James Harrington was unan. appd. as Special Town Counsel to handle this case.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum. and to include same in the minutes of the mtg. by reference.

New Business

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request

New Business continued

an extension of 60 days time from the Mass. Police Institute on approval of Sections I & II of the Police Manual by the Chief of Police. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to request that Murphy, Lamere & Murphy advise the Bd. of the date on which we will receive their comments regarding Sections I & II. The Mass. Pol. Inst. will not receive their federal funds until they receive the approval of the Chief of Police - a deadline of Dec. 1 was set previously for receipt of the Chief's comments, and to date, we have not rec'd. a response from our LRA, and some of the sections may require lengthy discussion.

Mr. Lovering has scheduled a work session on Oct. 28 with the recommended candidate re: aerial mapping at 7:30 PM at the Town Hall in the Sel. Office, and hopefully he will have a recommendation for the Bd. at the mtg. on Nov. 1 - any Bd. member interested may attend, and Mr. Lovering will invite one or two members of the Cons. Comm. to attend the work session also.

Mr. Lovering stated that as next Sunday is Halloween, the Bd. would be remiss if they did not request all parents in Town to be as safety conscious as possible. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was voted four in favor - one not voting-Mr. Murphy, to request voluntary cooperation from all families in Town regarding hours that their youngsters will be out-from 6 PM to 8:30 PM on Halloween. Mr. Murphy stated that he could not endorse this motion as he feels that the Bd. cannot legislate common sense, and it is up to the parents in Town to determine how late they allow their children to stay out on Halloween.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the mtg. The mtg. adjourned at 10:30 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held November 1, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, Adm. Asst. was also present. Mr. Hart, Chairman, called the mtg. to order at 7:30 PM.

Moment of Silence observed in memory of Arne Olson

Mr. Hart relinquished the floor to Mr. Lovering. Mr. Lovering informed the Bd. that over the weekend the Town suffered a great loss, as Mr. Arne Olson, one of our Cemetery Commissioners, had passed away. Mr. Olson was most dedicated to good government in our Town. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to send formal condolances to the family of Mr. Olson and to observe a moment of silence in memory of Mr. Olson.

Congrats. to Sel. Murphy on his election as Pres. of MLCT

Mr. Hart congratulated Mr. Murphy on being elected as President of the Massachusetts League of Cities and Towns. On behalf of the remaining Board members, Mr. Hart stated that this is an honor for Mr. Murphy and for the Town of Chelmsford.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Sel. Mtg. held Oct. 25, 1976.

Board Report

Mr. Hart reported that as of this date, work on Crystal Lake has not been completed by DeMatteo Constr. Co. - and today, Nov. 1, is the last day of our extension to DeMatteo for completion of the project. The penalty clause now becomes effective-as of Nov. 2. On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to inform Fay,Spofford and Thorndike, in writing, to advise DeMatteo Constr. Co., that in accordance with our agreement, Nov. 2 will be the date on which we will enforce the penalty clause; and further, to request that FS&T advise the BOS in writing of the date when they anticipate that the project will be completed by DeMatteo, copies of all corres. to FS&T will be forwarded to our Town Counsel.

[illegible]

Mr. Lovering reported on a mtg. held last Thursday with participants in the mapping program for the Town of Chelmsford. The mtg. lasted approx. three hrs. and Mr. Lovering reported to the Bd. the many steps which this complex project requires. Mr. Lovering explained the progression of the project in steps, from pre-paneling to the flying of the Community for photographs,to the laying out of intermediate ground points, or basically, intermediary benchmarks by the engineers on the ground (which could be used in many ways in the community). The benchmarks will be a deliverable item in the contract & the Town will own all that data & we can make it available for projects which would call for same.There are two firms working for us, the engineering firm and the mapping firm - in the present case the mapping firm is Col-East from North Adams, MA. The next step is that the mapping firm takes the intermediary benchmarks & plotsthem-which is a very complex project which involves the use of computers which results in a computer print out in 3-dimentional plots. Col-East then traces the 3D plots over the photographs, manually, which finally results in 2-foot contours. The pre-paneling is completed, we have flown the community and we have the basic aerial photographs from the $8,500 previously approp. at a Town Mtg. by the Cons. Comm. Now we must go to the computer, generate the coordinates, have the drafting equipment traced & generate the actual maps. The Cons. Comm. selected the firm of Emmons, Fleming & Bienvenu for the prime contract and Col-East for the sub-contract. Mr. Lovering researched the data & is satisfied with the Cons. Comm's. choice. Further, the State specifications which Mr. Lovering obtained, do provide that this task is in the nature of services and as such is selected based upon interview and analysis of proposals as opposed to straight bidding. Emmons, Fleming & Bienvenu and Col-East agreed that we would use as the basis of our contract the Specs. for Aerial Surveys and Mapping which the State of Mass. publishes as a guideline for this. The proposal submitted at tn.mtg. was for$95,500 and it was previously funded for $8,500, therefore, a balance for the contract is approx. $87,000. Manuscripts which consist of mylar indexed maps of the entire community which can be purchased by residents for a specified fee (fee will be determined at a later date after researching same in other Towns). The Tn. Clerk & engineers can have an entire set to make copies available for the public for a fee. Re: payment to the firms, Mr. Lovering has asked the firms to submit a mile-stone chart which will define the job in various increments, i.e. task 1- what job entails - out of the $87,000 x amount of dollars is owed for work completed, then we pay them x amount of dollars less withholding, and as we go through the jobs performed we only pay for the effort completed. If this plan can be implemented soon, the Sewer Comm. could benefit greatly from the intermediary benchmarks if they come before the Tn. Mtg. with a program for sewerage. Mr. Lovering asked for Board questions regarding the above. Mr. Hart informed him that we had a scheduled Bid Opening for7:45, therefore, questions from Bd. members may be asked after the Bid Opening.

Bid Opening [illegible] Basketball Jerseys

Sealed Bids were opened and read aloud for Basketball Jerseys for the Rec.Comm. They were as follows: Morses Sporting Goods: $182.40; $640.20; Holovak & Coughlin Sporting Goods, Inc: $1,226.50; $264; $726; Musinsky's, Inc: $1,282.25; $276; $924; Lull & Hartford: $1,449.50; $288; $990. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to turn the bids over to the PA for his recommendation for bid award.

[illegible]

Questions from Bd. members re: mapping - In response to a question from Mr. Currier, Mr. Lovering stated that if the Bd. votes on this matter this evening, a contract could be executed within 7 to 10 days, pending review by Town Counsel. Mr. Lovering said that he envisions the project being completed, totally, by next Fall; the engin. firm could have the intermediate points completed by the end of Jan. 1977, pending weather conditions; computer task will take 1-2 months. The phase critical to the Sewer Comm. would be completed by Jan. 30, 1977.This mapping will not satisfy the detailed photography requirements of the Sewer Comm.

Bd. Rep. continued

The Sewer Comm. will benefit from our intermediary benchmarks, but they will have to re-photograph streets in Town, at a cost of approx. $2,500. Other communities have hired an engin. firm as their prime contractor, and that firm does all the ground work and sub-contracts the contract for mapping. Mr. Lovering proposed that the Town not enter into any agreement with Col-East at all - they should do all of their business with our engin. firm directly. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to award the mapping job in consonance with Town Mtg. action to the firm of Emmons, Fleming & Bienvenu, and that the Bd. authorize Mr. Lovering & the PA to prepare a contract for signature by the Bd., pending approval of the contract's form by Town Counsel.

Mr. Hart recognized Cub Scout Pack 103 and Webelos Den #2 - certificates will be mailed to the boys for attending the mtg.

Adm. Asst. Reports

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to allow the liquor establishments to remain open on Election Day-Nov. 2, during regular working hours.

Mrs. Haines and the Town Planner will meet with the Senior Citizens on Nov. 16 to discuss the CD Block Grant, and a letter will be forwarded to them regarding this mtg.

Mtg. w.Dr. Currie re:MV HPC not held

Dr. L. Rodger Currie was not present for his 8:00 mtg. with the Bd. to discuss the Merrimack Valley Health Planning Council.

Special Comm. Reports

Mr. Murphy suggested that we obtain a response from the CP&BC re: membership of same, etc., as they were supposed to forward the Bd. with a report some time ago.

Dept. Head Reports

Mr. Murphy inquired as to whether or not we had rec'd. a report from the Bldg. Insp. re: Chelmsford/Westford Town Line. Mrs. Haines informed him that we have not rec'd. same to date.

Unfinished Business

Mr. Currier requested that an appt. request form be forwarded to Mr. Henry McClean, Graniteville Road, for consideration by the Bd. at the next mtg. for appt. to the DPW Study Committee.

Mrs. Haines, in response to a question from Mr. Lovering, informed the Bd. that the Bd. of Assessors have until Nov. 15 to forward the BOS a letter requesting a joint mtg. with the BOS re: vacancy on Board of Assessors.

The Bd. agreed to forward their input re: policy statement to Mrs. Haines by Nov. 4, in order that she may combine their individual input which will be discussed at Sel. Mtg. Nov. 8.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to change the classification of the Wiring Inspector from Special Municipal Employee to Municipal Employee. The Bd. agreed to request the AA to form a list of all Sp. Mun. Emp. in Town. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to notify Mr. Tucke, in writing, of the statute as it applies to municipal employees.

The Bd. agreed to hold on discussion re: mechanic until Nov. 8, in order that they may review input furnished by the AA this evening. A change in salary will require vote at the STM - articles must be submitted to the BOS by Nov. 8 and official warrant will be posted on Nov. 17. Next wk. the Bd. will discuss the position & funding of same & possible scheduling of mtg. with the Hghy. Union.

The 8:15 PM Bid Opening for Salt has been re-scheduled for Nov. 8.

Re: Princeton Auto Body - the Bd. agreed to discuss same at work session with Chief Germann this Saturday.

Re: Laborers on the Hghy. Dept., we have not rec'd. opinion from Town Counsel as of this date-we will hold this until next Sel. Mtg.. The Bd. is in receipt of a written request for extension in making a decision re: his employment from John Cronin, which the Bd. agreed to honor. The previous driver of the COA Van will resume driving the van on Nov. 8, Mr. Cronin will return to work at the Hghy. Dept. under the CETA Program, as previously agreed when Mr. Tansino became ill.

[illegible]

Item 6 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request a written report from Chief Germann as to the number of sick days taken by Officer Wellington since his return to work after his extended illness.

Item 11 - Mr. Murphy asked if the problem re: st. acceptance of Baldwin Rd. was similar to our problem with Piccadilly Circle. Mrs. Haines informed him that it is similar, and we are awaiting an opinion from Town Counsel re: Pic.Cir., which we may refer to in the matter of accep. plans & profiles, etc. for Baldwin Rd.

Item 16 - Board discussion - Mr. Lovering stated that we are approx. $555 over the approp. sum for directional guide signs. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted not to implement this program due to unavailability of money, and to reject all bids and to have this money ($1,340) transferred back to the Town Treasurer at the end of the fiscal year.

Item 17 - request from NMAC to allow NMAC to get involved with IPA mun. management project proposal. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to hold on a vote of this approval/disapproval by the BOS until the next mtg., in order that Mr. Currier may furnish Mr. Murphy with more info regarding this project & with the minutes of the last NMAC mtg. regarding this matter.

Mtg.w. B.
Nystrom,NVTHS
re:expansion

A mtg. was held with Bernholdt Nystrom, Asst. Supt. of NVTHS re: expansion of premises. Present from the NVTHS Comm. were: James Harrington; Stratos Dukakis; Louis Kelly. Mr. Nystrom presented the Bd. with copies of a floor plan of the new proposal for expansion under PWEA which totals 3.4 million dollars. He discussed at length the proposed changes in the facility - if they do not get the Federal Grant, the annex will still have to be moved. Mr. Harrington, Mr. Dukakis & Mr. Kelly proposed that the consolidation of programs in the annex as their proposal to the Fed. government for these funds, rather than the proposal favored by the remainder of the NVTHS Comm. When the NVTHS Comm. took a 2nd vote on the proposal in the amount of 3.4 million dollars, the vote was as follows: 9 members total - 5 in favor, 2 against(Chelms.),2 abstaining (Chelms.). Mr. Dukakis was concerned about the operational costs also, as well as the time factor in which approval must be furnished, etc. Mr. Nystrom furnished Bd. members with copies of letters rec'd. from 3 union reps., which the Bd. was already in receipt of which are in favor of the 3.4 million dollar proposal. Mr. Murphy asked Mr. Nystrom if he had solicited any of these letters from tradespeople, or if any members of the faculty had solicited them from the tradespeople. Mr. Nystrom stated that he had not solicited them, and he could not answer for his faculty. Mr. Murphy stated that if the Bd. approved of this proposal, we would be giving Nashoba carte blanche to spend money, and he would prefer to see the Town approve the expansion of the building. Mr. Lovering said that any comments he made at the last mtg. with Mr. Nystrom, or at this mtg. should not indicate to anyone that he does not approve of Chelmsford's participation in NVTHS. He further stated that he is pleased to see that the proposal has been reduced, but he finds it interesting that one of the unions who forwarded the Bd. a letter in favor of this proposal was one of the unions who prevented the students at Nashoba from helping us build a library in Town. Mr. Lovering further

Mtg. S.B. Nystrom continued

stated that he could not understand the need for the pool, and he is not in favor of remodeling the courtyard area. Mr. Nystrom thanked the Bd. for the opportunities to address them on this subject, and all parties concerned felt that the open discussions had been beneficial. Mr. Nystrom apologized for the absence of the Supt., as he had a previous engagement.

Corres. Sum. continued

Item 18 - Sel. Currier commented on Gov. Dukakis' letter re: his feelings on not signing the bill which would have raised the legal drinking age to 19 yrs. old. Mr. Currier feels that the Gov. should have signed the bill raising the drinking age to 19 years old, despite the Governor's comments in his letter to the BOS.

Item 19 - letter from T.L. Gustenhoven, Supt. of DeMatteo Constr. Co. re: clearing & grubbing of Crystal Lake botton - the Bd. previously voted to forward all corres. regarding this subject to Town Counsel.

Item 26 - re: Town Counsel's letter to the BOS re: Center Deli. Last week Mr. Currier requested that Town Counsel advise the Bd. the date on which the case re: Center Deli was received in his office and the date on which the Stedman St./Dalton Rd. matter will be acted on in the Courts - we will await Town Counsel's reply re: Stedman St./Dalton Rd. zoning violation.

Regarding Item 23, the Bd. agreed to advise Mrs. Haines of dates when a Work Session could be scheduled with Murphy, Lamere & Murphy re: Prop. Rules & Regs. for Police Dept. The Bd. will leave the dates on which they could attend a Work Session on Thurs., Nov. 4, in order that the AA may schedule this Work Session within the next two weeks.

Item 30 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request that the Cem. Comm. advise the Bd. in writing as to the justification of placing this article in the STM warrant, rather than in the ATM Warrant, an to change the AA's recommendation to 'Article will be placed in file for consideration for STM Warrant

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to accept the balance of the AA's recommendations on Corres. Sum. as amended and to include same in minutes of mtg. by reference.

New Business

On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted by the Bd. to set the deadline date for submission of articles to the BOS by Nov. 8. Next week the Bd. will vote on which articles will appear in the STM Warrant and which will be deferred for the ATM Warrant.

Mr. Hart reported on a drainage problem re: land owned by Avila which is between Graniteville Rd. and Old Westford Rd. It seems that there is a problem of water on the property caused by Town drainage, and the Cons. Comm. has some concerns regarding Mr. Avila's notice of intent regarding this property. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to request the Cons. Comm. to meet with the BOS regarding this property, before the Cons. Comm. votes on same, and to obtain a report from the Hghy. Supt. concerning storm drains in this area.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to present Rep. Bruce N. Freeman a certificate from the BOS congratulating him on his excellent Legislative voting record and extending the thanks of the Bd. regarding same.

[illegible]

Corres. re: letter from the State concerning the Rte. 3 rest area will be placed on next week's corres. sum., as same was rec'd. in the Sel. Office on Oct. 29.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advise Mr. Koulas to immediately board up the abandoned bldg. on Pine Hill Rd., as this was requested by the Bd. over a month ago, in a memo to the Bldg. Insp. instructing him to advise Mr. Koulas of the Bd's. order.

The Bd. agreed to forward a response to Mr. Prevenas re: complaint concerning pigeons, if we have received same from Town Counsel.

Mrs. Haines advised Mr. Murphy that on this date we rec'd. a letter from the State re: problem of Mr. & Mrs. Hunter - salt in water-which will appear on next week's Corres. Sum. Mr. Lovering stated that he observed Town Water Dept. trucks in the vicinity of the problem near Drum Hill, and suggested that we obtain a report from the Water Dept. advising the BOS of action being taken in this area at the present time, as the work could be an attempt to solve the problem in the area.

The Bd. agreed to request a report from Chief Germann re: what neighbors' concerns are regarding safety of children walking to Harrington School, near Edgelawn St., as Sgt. Adams has discussed the problem with some of the residents in the area, and the McGoverns expressed their concern to Mr. Lovering.

Mr. Lovering discussed the Thursday evening mtg. with the Sewer Commissioners and suggested that we advise them that the Bd. would like to discuss their entire proposal for Town sewerage at this mtg., in order that the Bd. may be made fully aware of the proposal. At the MLC&T mtg. this past weekend, Mr. Lovering was advised that apparently there is some serious concern that Chelmsford will be given a favorable approval by EPA to tie-into the Lowell interconnect system, which would provide joint benefit for Chelmsford & Lowell. EPA may not give Chelmsford permission to do this; however, EPA advised us that they did not want a separate proposal in No. Chelmsford and they advised us to look to Lowell for assistance, and apparently the Sewer Commsrs. are under the new proposal for laterals and tie-into Duck Island. If the EPA will not approve of this, after they have previously advised us not to take the other route, we should make certain that people, such as Cong. Tsongas and others in the system, give us some assistance in this matter.

Mtg. Adjourns

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting was adjourned at 10:00 PM.

For the Board of Selectmen, by

Bonita Towle

Mtg. re:case against the TOC by the Wat. Pol.Cont & Comm. of Envir.Qual. Engineering

Special Meeting held Nov. 4, 1976 re: case against the Town by Director of Div. of Water Pollution Control & Commissioner of Environmental Quality Engineering. Persons attending were: Sel. Hart, Sel. Murphy and Sel. Lovering; Supt. of Streets Louis Rondeau; Bd. of Health Members Dr. Paul Caniff & Dir. Thomas Morris; Sewer Comm. members Joseph Gutwein, Matthew Doyle and Ted Rapallo; Consultant to the Hghy. Dept. J. Paul Bienvenu; Town Counsel Clement McCarthy and Mrs. Haines, AA. The mtg. commenced at 7:30 PM.

Town Counsel read the Bill of Complaint and requested that if any person present had any input regarding the items, he should state so at this mtg. The plaintiffs state that the TOC owns, controls & maintains numerous storm drains in the Tn. which discharge into the Merrimack River & streams tributary thereto. The Dir. of the Water Res. Comm., in a letter to Mr. Gutwein dated May 16, 1975, stated that it appears that there are 4 outlets of municipal drains carrying wastewaters into the waters of the COM., which are as follows: 1) MMK-1 - A 36" steel pipe discharges

Mtg. re: case re:discharge permits continued

to Merrimack River at the Riverside Cemetery; 2) SB-2 - A 18" cast iron pipe, upstream & on the west wall at Middlesex St; 3) SB-3 - An 12" asbestos cement pipe, upstream & on the east wall at Middlesex St; 4) Drain(s) carrying Care Cleaners effluent into Beaver Brook beneath Chelmsford Street. With regard to item 2, Town Counsel requested that Mr. Rondeau instruct Mr. Fantozzi & Mr. Dulkie to provide any info they could to Town Counsel on Friday, Nov. 5, as they were present when Mr. McMahon, Director performed his survey on said drains. Re: Item 4, Mr. Morris stated that Care Cleaners have submitted plans to the State for a permit to discharge, but that the State had not answered Care Cleaners application for permit. Mr. McCarthy asked Mr. Morris to check on Nov. 5 with persons in authority at Care Cleaners as to whether or not they did receive a permit to discharge, because this info should be accessible by Town Depts., and forward his findings in writing to Town Counsel asap. Town Counsel requested that Mr. Morris give him a copy of the Sanitary Survey conducted in 1974 & 1975 asap. In the Bill of Complaint, under Count 1 - #11, we did not apply for & do not have a valid permit issued by the plaintiff; #15 - Town Counsel stated that he does not think that anyone has refused by word of mouth or in writing to submit an application for permits to discharge. TC asked if any person in the room had contacted the State on his own regarding our lawsuit-Mr. Rapallo & Mr. Gutwein recalled a mtg. & discussion re: sewer proposal for Chelms., and Mr. Gutwein stated that at an informal mtg. in June he was advised that action regarding this case may be taken against Chelms. TC requested that he receive a memo on this mtg. & a mtg. Mr. Rapallo had regarding the Sew. Comm's. pre-application by Nov. 8. Under Count II - Discharges by Private, Commercial & Indus. Establishments, Town Counsel asked Mr. Morris if he knew of any other business besides Care Cleaners who was in violation - Mr. Morris informed him that the cleaners at Parlmont Plaza have applied for a permit to the State & also have no answer. He will contact them on Nov. 5 to determine the status of their application for a permit. Mr. Morris will have copies of Title 5 State Envir. Code forwarded to the BOS, Sewer Comm, and Town Counsel within the next 2 weeks - Town Counsel needs Section 2.19 asap. Under #23-Count II - TC stated that is our job to enforce the abating of discharges & instructed Mr. Morris to do so immediately. It was agreed to involve all private parties who are violating the sanitary code in filing our answer - Mr. Morris will advise these parties of this step and will forward TC with a complete list of all violators asap, in order that the violators can also pay part of the fine of $10,000 per day, should it be subjected to us. TC stated that the BOH should file for permits to discharge asap, and, we will be at least attempting to comply with the law. Tom Morris & Paul Bienvenu were authorized by the BOS to review applications for the necessary permits immediately & determine what areas of expertise should be involved. TC stated that when we meet with the State we can inquire as to what the violations are now, then we can apply for a separate permit for ea. Mr. Rondeau stated that the Town does not have asbestos or cast iron pipes - as alleged in Mr. McMahon's letter to Mr. Gutwein, in items 2 & 3 above. Mr. Morris will obtain copies of permits from Southwell on Nov. 5. Mr. Hart stated that future action is as follows: We will apply for necessary permits; TC will handle any action necessary with the Atty. General; in the 4 areas mentioned in the letter from Mr. McMahon, the BOH will have to take whatever action is necessary in order that the drains will meet state standards; and the BOH will take necessary action, indicated above, regarding Care Cleaners. Mr. Morris will identify the problems with Care Cleaners & the Cleaners in Parlmont Plaza on Nov. 5, follow through the visits with a letter stating that they must report back to Mr. Morris within the next 10 days & hopefully, we will have held a mtg. with Mr. Corkin within the next two weeks. Mr. Morris will determine the status of their permit applications with the State on Nov. 5, and will advise them that they are in violation & that they have 10 days in which to respond. A mtg. was scheduled for Nov. 18 at 7:30 PM to re-address this subject with all persons & commissions attending this mtg.

Mtg. with Sewer Comm. re: Sewerage Proposal for Dec.1 STM

The Bd. then discussed the Sewer Commission's proposal which will be acted on at the Dec. 1, 1976 Special Town Meeting. Mr. Gutwein explained the proposal to the Board, and informed the Board that after discussions with City Mgr. of Lowell Wm. Taupier, he was advised that a mtg. must be scheduled with the Lowell City Council for their approval of our plan for sewerage pipes which are proposed to pass through the City of Lowell. The BOS will attend this mtg. with the Sewer Commission when the date of same is established, which should be in the near future. It was agreed that Chairman Hart will provide each Sel. with a list of the City Council Members in Lowell, and each Bd. member will advise Mr. Hart of the Councillor which he will be responsible to contact. A mtg. with Lowell's Sub-Committee on this matter will be scheduled during the upcoming week, which

Mtg. adjourne

the Sewer Comm. & BOS will attend. The meeting adjourned at 9:00 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held November 8, 1976. Members present were: Mr. Hart, Mr. Palmer and Mr. Murphy. Mr. Lovering and Mr. Currier were detained on business. Mrs. Haines, Adm. Asst. was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 P.M.

Presentation of Cert. of Recognition t Rep. Bruce Freeman

Mr. Hart presented Rep. Bruce Freeman of the 43rd Middlesex District, with a Certificate of Recognition from the Chelmsford Bd. of Selectmen, to take official recognition of Rep. Freeman's excellent voting record in the key issues effecting the cities and towns in the Commonwealth. In his response, Rep. Freeman stated that with regard to the initiative petition requesting that lottery funds be returned to the cities and towns, that after the November 2nd petition drive at the polls, the petition now has 91,000 signatures and is to be presented to the General Court. A total of 57,000 was necessary. The cost to the Town of Chelms. because of the diversion was estimated at $110,000. for the current year. If the Gen. Court does not act on the petition by May 4, 1977, an additional 10,000 signatures will be obtained and it will be placed on a referendum on the ballot in November of 1978.

Proclamation- Home Rule Day Nov. 8th

Ch. Hart read a proclamation signed by the Bd. of Selectmen establishing November 8, 1976 as Home Rule Day in Chelmsford. Mr. Murphy commented that we have seen in recent years basic infringements locally and hopefully as the Governor has signed a proclamation declaring Nov. 8th as Home Rule Day in the Commonwealth, he will take an active interest in home rule.

Proclamation- Energy Saving Month-Nov.

Ch. Hart read a proclamation signed by the Bd. of Selectmen proclaiming the month of November, 1976 as Energy Savings Month and urging all citizens of Chelmsford to take cognizance of this event and to participate appropriately in its observance.

Bid Opening- Road Salt

Sealed Bids were opened and read aloud for furnishing road salt to the following: Chelmsford, Lowell, Haverhill, Methuen, No. Andover, Dracut, Westford and Billerica, in a cooperative proposal. They were as follows: Cargill Salt: $23.90-mined salt, no-bid-solar salt; Diamond Crystal Salt Company: no bid; Eastern Minerals, Inc.: $17.45/ton-mined salt, $17.45/ton-solar salt; International Salt Company: $18.70/ton-mined salt, no bid-solar salt. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to refer all bids to the PA for his recommendation for bid award.

Minutes Adopted

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Sel. Mtg. held November 1, 1976.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Special Meeting held November 4, 1976.

Meeting with Cons. Comm. re: Avila Property

A meeting was held at 7:45 P.M. with the Conservation Comm. regarding the Avila property. Present from the Commission were: Donald House, Chairman; Charles Parlee and Edward Duffy. Manuel J. and Geraldine F. Avila were also present. Ch. Hart explained that it had come to the Bd.'s attention that there was a problem with the Avila property on Graniteville Road and that the Town puts a great deal of water onto the property via large areas of drainage off Pilgrim Road and thus has a deep interest in the problem. The Town currently does not have an easement. Mr. House explained that the work contemplated does fall within a wetland and that a public hearing was held on November 3, 1976 at the applicant's request. Mr. Avila had filed a notice of intent and did not want to delay any longer than necessary on the hearing. Preliminary Order of Conditions had been written up and were presented to the Board, but these have not been seen or voted on by the Cons. Comm. or received yet by Mr. Avila. Because no engineering work had been done, the conditions are longer than normal. The conditions outlined by Mr. House were as follows: Mr. Avila will be limited in the amount of fill to be placed and the fill will slope from the foundation no greater than a 3 to 1 slope to the rear; shall any further building be done on other lots owned by Mr. Avila, subsequent Notice of Intent will have to be filed with the Conservation Comm. requesting a determination from the Comm; and the floor of the basement will be no lower than 100.34 feet. Mr. Avila has the right to appeal these Order of Conditions to the Division of Environmental Quality Engineering within ten days of the date of issuance of the Order of Conditions, and the Conservation Comm. also has the right to appeal the decision of the Division of Env. Quality Eng. within ten days of the issuance of their decision. These conditions were discussed with Mr. Avila at the hearing, and the Conservation Comm. will hold a special meeting Nov. 10 to vote on the conditions. In reply to a question by Ch. Hart, Mr. House replied that all decisions of the Cons. Comm. were made either at a scheduled meeting of the Comm. of a hearing and not by partial membership at an unscheduled meeting.

Board Reports

Ch. Hart reported that as a result of the meeting held November 4, 1976 with the Sewer Comm. and the Bd. of Health in regard to the action taken by the Attorney General, a subsequent meeting has been scheduled for November 18, 1976 at which time the Sewer Comm. and Bd. of Health is to report of their findings and actions taken as a result of the Nov. 4 meeting.

Mr. Murphy reported on a meeting held with Police Chief Germann on November 6, 1976. The Police budget for the next year will include some recording devices as the Chief had suggested to be placed in equipment for various monitoring purposes. The most significant thing to come out of the meeting was a discussion on the advantages and disadvantages of Civil Service and that the Bd. may be taking exploratory action re: getting out of civil service as it has to do with the Police Dept., primarily because of the restrictive nature of appointments and there are questions as to the value of the single test and perhaps if the Town had their own criteria and examinations, they could get better service. The Chief had indicated that a prior officer who had been separated from service could not get back on the department until a list was received from the State showing his name on the list. Mr. Murphy had talked to Bernard Sexton at the State Civil Service office, who stated that there is no reason why an officer separated for less than five years may with the wisdom of the appointing authority be appointed regardless of the existence of any list. It was agreed to request the Chief of Police for his verification of this law so that the Board can act on it at the next meeting. Mr. Hart stated that one of the areas also discussed at the meeting of Nov. 6 which he felt was important was an improvement in the procedure of educating police officers as they come on the force as to their duties and how to handle

Bd. Reports Continued

them and periodic type of examination and classes. It was agreed to wait for the full Board to be present to discuss the question of the Civil Service question.

Adm. Asst. Reports

Mrs. Haines reported that the Emerson Property Development Committee requested the Board approve a topographical survey of the Emerson Property in order that plans can be formulated for a new Town Hall. The cost would be approximately $600 and could either be charged to Public Buildings Account or Outlays Account. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to grant authorization to the Emerson Prop. Dev. Comm. to have a topographical survey of the Emerson Property done.

Mrs. Haines reported that she had talked with Mr. Fred Hildreth, a resident of Grove Street, who had also talked with other Bd. members. A portion of Grove Street had been accepted in 1894. The street is gravel road and in winter rocks and gravel are pushed onto his property by the plows. It cannot be determined if his portion of Grove St. is accepted because a plan is not on file in the Town Clerk's Office. Since it was too late in the year to oil the road, it was agreed to notify Mr. Hildreth that there is no solution to the problem until the Spring at which time the Bd. will look into the situation to see if there is a way to control the debris from the street.

Dept. Head Reports

Mr. Hart read a letter from Chief Germann regarding a prosecutor being assigned to the Lowell District Court. Chief Germann reported that only two sergeants were interested, Sgt. Walter W. Edwards and Sgt. Raymond P. McKeon, both of which he felt were qualified. Due to schooling, however, Sgt. McKeon is not available and Chief Germann, therefore, recommends Sgt. Walter Edwards for the position of prosecutor in the Lowell District Court. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to appoint Sgt. Edwards as prosecutor. Mr. Murphy noted that five or eight area towns were going to cooperate and other prosecutors would be filling in on our days off and, therefore, it would require only one man and not one and a half. The prosecutor will be based in Town and will be authorized to sign all statements for the Department.

Mr. Hart read a letter of resignation from Gary F. Wolcott, Youth Center Co-Ordinator to be effective December 1, 1976. Mr. Wolcott stated the reason for his resignation is that he will be at a full-time student level in January. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to accept Mr. Wolcott's resignation and to send him a letter of appreciation for the time he has spent with the youth of Chelmsford.

Appts.

It was agreed to hold all appointments until a full Board was present.

Policy Statement-Budgets

It was agreed to hold discussion on a policy statement regarding budgets until a full Board was present.

Mechanic

It was agreed to hold discussion on the job description for mechanic until a full Board was present.

Princeton Auto Body

It was agreed to hold on a discussion until the next meeting when Mr. Currier would be present to give his report on Princeton Auto Body.

NMAC-Mun. Mgmt.Project

It was agreed to request Mr. Hannon to be present at the next meeting on Nov. 15, 1976, to discuss the NMAC Municipal Management Project proposal.

Article for Warrant-Spec. Twn. Meeting 12/1/76

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to place the following articles on the warrant for Special Town Meeting to be held December 1, 1976: 1) Robert Raab, Ch-Planning Board, re: zoning property adjacent to Evergreen Street; 4) Joseph P. Hannon, Public Works Employment Act of 1976, re: Development of Project List for employment opportunities; 7) Comm. of Mass. re: corrected amount of assessment 7/1/76-6/30/77-transfer of $1,450 needed before 1/1/77 to honor corrected assessment;

Articles for Spec.Twn. Meeting Con't

9) Peter J. McHugh, Jr., and League of Women Voters, re: zoning bylaw related to political signs; 11) Sewer Commission re: Bond Issue; 12) Cemetery Commission re: transfer of $10,000 from sale of Graves & Lots to Cemetery Improvement & Dev. Fund; Bd. of Selmen. re: transfer of $10,000 for procuring plans and specs. for a proposed new Town Hall at 11 North Rd; and to transfer from available funds the sum of $93.80 to meet unpaid bills of prior years. With regard to item #9, it was agreed to contact the League of Women Voters on November 9th and advise them the by-law should be received in the Selectmen's Office no later than 5 P.M. on Thursday, November 11th, to be placed on the warrant for the Special Town Meeting, or to wait for inclusion in the next annual town meeting. The Board agreed to place the smaller articles up front in the warrant and to place the articles regarding zoning on property adjacent to Evergreen Street and the bond issue for the Sewer Commission last.

Correspondence Summary

Item 18 - Mr. Murphy stated he felt it should be noted that although we had reports from Town Counsel on these two zoning problems that have been going on for 20 to 36 months, that we have not received a response from the Bldg. Insp. yet.

Item 19- Mr. Murphy stated that this item deals with home rule on approval of outdoor advertising on billboards, and requires the Town to certify whether they are conforming with the zoning by-laws or are authorized by a special permit. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to amend the AA's recommendation to request the Building Inspector to notify the Bd. in writing the location of each billboard in Town and to advise whether it is a conforming use or has been issued a special permit.

Item 23 - It was agreed to hold discussion on the request from John F. Cronin as to what will happen to his sick time and vacation time earned under the CETA program, until next week.

Item 30 - In regard to Dr. Currie's telephone conversation in which he stated he had resigned from the Merrimack Valley Health Plan. Council, Mr. Murphy stated the reason he had asked to have someone from Council come in originally was because he believes Council is made up of suppliers to hospitals and users who want services and they may be levying requirements on hospitals or state government for services and equipment. Mr. Murphy's concern is what are they spending or recommending spending so that we are aware and he feels we should pursue it further and have someone else come in. Mr. Palmer, who had been on the Council in the early forming stages, stated that users are more than 50% of the Committee and the whole Council. He further stated that he had a different opinion from Dr. Currie regarding the Council and although there may be some confusion because of the number of persons on the Council, they can be effective and he further recommended contacting William E. Slusher, Chairman of the Board of Trustees, or Paul Guerard, Executive Director of MVHPC, to have one of them come in and tell the Board where they are heading and what they are doing and to ask if any openings do exist and if one does from Chelmsford, to offer the Bd's assistance in advertising for a representative, or perhaps the Town Aide.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to accept the balance of the Administrative Assistant's recommendations on the Corres. Summ. and to include same in the minutes of the meeting by reference.

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Mr. Murphy stated that although the Board does open at 7 P.M. on their regularly scheduled meeting night, it has always been assumed that no decisions are made until the Chairman opens the meeting at 7:30 P.M. and that any action to be taken should be incorporated into the minutes of the meeting. He had read in the paper last week that action was taken on the Toll House based on a meeting with the Chelmsford Historical Commission held prior to 7:30 P.M. and that also the Girl Scouts had amended their proposal for the Grange Hall prior to this hour.

Mr. Murphy questioned when action would take place on certain items: Grange Property - the AA responded next week; Appointment of an Arts Committee - the AA responded November 22, 1976; Local Committee to work on effective interlocking permit system and that we had not heard from the Planning Bd. Mr. Murphy felt we should call the Planning Bd. and get the name of their representative and at the next meeting or the one following the Board should appoint a Chairman Pro-Tem to get the committee going.

Mr. Murphy stated some time ago the Board had discussed forming a Committee of the School Dept., Bd. of Sel. and Finance Comm. to review benefits of common interest and Mr. Palmer had been appointed as the Bd.'s representative, and to date nothing has been done with this committee. On a motion by Mr. Murphy, it was unan. voted to appoint Mr. Palmer as Chairman Pro-Tem in order to get the Committee together and get it going.

Mr. Murphy stated that NMAC will be holding their public hearing on their Local Growth Policy Statement on Nov. 15th and felt the Board should review and discuss same. It was agreed that at their meeting Nov. 15th, the Board will discuss the NMAC Statement and will also advise NMAC of the action the Board has taken on our Local Growth Policy Statement.

Mr. Murphy questioned whether we had any results in pursuing a free architect for the plans for the new Town Hall similar to what Nashoba is doing. The AA responded that we had had no luck along these lines.

With regard to lights at the Chelmsford Mall, Mr. Murphy inquired as to the status of this item. Mrs. Haines replied that she had checked with the state and there is no reimbursement for lights. There is $18,000 available which was appropriated in an article in 1974 for this work. At the time the article was passed, Mr. Lannan stated it would be reimbursable. It was agreed to request the Purchasing Agent to determine if the work could still be done for $18,000 and if so, an article would be placed on the warrant for the Special Town Meeting to remove the moral obligation on the Board of Selectmen because of no reimbursement.

Mr. Murphy stated that a number of months ago there had been discussion by the Board re: going out to bid again for bins for cans and bottles and questioned the status of same.

It was agreed to place the snowmobile/trailmobile questionnaire on the Agenda for the November 15, 1976 meeting.

Mr. Murphy questioned whether a permanent location had been found yet for the jockey statue which had been presented to the Town. The AA replied that no permanent spot had been found for it yet.

Mr. Murphy stated he had read an article in the Saturday edition of the Lowell Sun regarding the position the Chelmsford Bd. of Sel. had taken on Nashoba Technical High School's application for expansion under the Public Works Employment Act, written by the Metropolitan Editor. Mr. Murphy felt there were some facts in the article that were inaccurate and that the Board should set the record straight. The article stated that the plans Nashoba

New Business Continued

is presenting for their expansion had already been turned down at Town Meeting in the past when funds were to come out of the local taxpayer's wallet. Previous plans turned down were for one-half a million dollars and the plans they recently came in with were for five million and three and a half million and were not the same as were presented at Town Meeting. Also some concern that no one on the Board would argue with the fact they should get the students from the annex into the regular building, the Board is concerned about expansion of the program and feels it has reached its peak. Mr. Hart stated that the Board never took a vote at the meeting with Nashoba to support, but neither did they take a vote not to support and at no time did the Board say they were against the students getting a top flight education and the article led the reader to believe that because Chelmsford's enrollment is not what it's supposed to be, that the Chelmsford Bd. of Sel. feels no money should be spent up there. Mr. Palmer stated that he was upset by the fact it was written by someone who was not here listening to the situation and his information was second-hand, and that he feels the paper is taking a political stand in telling the people of Chelmsford what they, or their Bd. of Sel., should be doing. Mr. Murphy pointed out the article was on the editorial page and the paper had the right to take an editorial stand on the issue, but that he took issue with the facts presented insofar as the article stated the Town would not pay for expansion out of their own pockets previously, whereas the position of the Board has been to support responsible expansion. Mr. Hart pointed out that the Town had just recently closed schools because of lower enrollment and did not know if the Board could justify supporting expansion at Nashoba when there is a serious question of future enrollment. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to indicate to Mr. Northrop that there were errors in his news story which were that the plans submitted to the Board the first time and the second time by Nashoba were in no way the same as plans offered at Town Meeting: the most recent plan contemplated by Nashoba at Annual Town Meeting was for one-half a million dollars and the plans now being contemplated are far in excess of that figure.

Press Questions

Marie Geary of the Chelmsford Newsweekly inquired as to whether the letters being received from architects relative to the design of the new Town Hall were being formally requested or were being submitted on hearsay. Mr. Hart replied that no formal requests have been made. Mrs. Geary inquired as to the reason for Mr. Lovering's and Mr. Currier's absence from the meeting and Mr. Hart replied they were both at business meetings.

Meeting Adjourned

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adjourn the meeting. The meeting was adjourned at 9:00 P.M.

For the Board of Selectmen, by

Barbara J Barlow

Members Present

Regular Meeting of the Board of Selectmen held Nov. 15, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Murphy and Mr. Lovering. Mr. Palmer was detained on business and was not present for the mtg. Mrs. Haines, Adm. Asst., was also present. Mr. Hart, Chairman, called the mtg. to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Sel. Mtg. held Nov. 8.

Board Reports

Mr. Lovering reported on a mtg. held 1½ weeks ago with the Envir. Adv.Council re: recycling & landfill problems. Mr. Lovering stated that there still exists some confusion regarding reconcilliation of dollars spent in the paper pick-up. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to request the EAC to present their data to the Tn. Acct., and ask the Tn. Acct. to

Board Reports continued

meet with the Hghy. Dept. & research their data and hopefully, the EAC will develop a report for the BOS on the real costs for the pick-up. Also at the mtg. Mr. Lovering was informed that the US Office of Education has granted U.Lowell a small mini-grant entitled "Public Education Related to Solid Waste Problems in Northern Middlesex County." Dr. Mallard of Lowell U. will be in charge of this grant, and hopefully, he can work with the Towns and perhaps he can work with the Mer. Valley Sel. Assoc. regarding solid waste. Also, the Envir. Adv. Council & Mr. Lovering will be developing articles for the next Annual Town Mtg. By Jan., they will define to the BOS the substance of the articles re: the recycling program. Many solicitations have been received from firms concerning recycling & landfill operations for the Town of Chelms. The EAC & Mr. Lovering will put together a master list of all such firms (at least 10) and formal sessions will be scheduled, with the cooperation of the PA, at which time the EAC will ask each firm to make a narrative proposal of their ideas to solve our problems. It is hoped that these mtgs. can take place by the end of Dec., so that the articles can be developed in early Jan.

Special Comm. Reports

Mr. Murphy requested some update on completion of work at Crystal Lake. Mr. Hart was advised by Mrs. Haines that a letter was received today from FS&T indicating that the work will be completed by Dec. 1, 1976.

Dept. Head Reports

Mr. Hart read the following letters from the Board of Assessors re: vacancy on the BOA due to the retirement of R. Monahan. The letters were dated Nov. 15, 1976, and read as follows: "Gentlemen: Notification is hereby submitted of a vacancy in the BOA due to the retirement of R.L. Monahan, effective Oct. 15,1976. We understand that the law provides that such vacancy shall be filled after 1 week's notice by a joint vote of your Bd. and the remaining Assessors, but the failure to fill such vacancy does not alter the power & authority of the remaining two members."Signed-Claude A. Harvey,CH-BOA - "Gentlemen: After considering the pros & cons of filling the existing vacancy on the Board of Assessors before the Spring election, we do not feel that there is a pressing need to do so. At present, the major part of the field work is up to date & could be handled by the two remaining members. It would also seem that the time involved in training someone for a 3-month period when there is no assurance that the same individual would either run or be elected in April should be considered." Signed-Claude A. Harvey, CH-BOA. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request the BOA to attend the Sel. Mtg. on Nov. 22 at 7:30 PM for the purpose of conducting a ballot election. Mr. Currier stated for the record that the period is 4 months, not 3 months, as indicated in Mr.Harvey's letter.

Mr. Hart read a letter from the Cemetery Commissioners re: vacancy caused by the death of Arne Olson on the Cem. Commission. The letter was received in the Sel. Office on Nov. 12 and read as follows: "Gentlemen: We the Cem. Commsnrs. request a mtg. with your Bd. to discuss the appt. of Dr. Everett V. Olsen, who will fill the facancy created by the death of his late father."Signed-Gerald L.Hardy, CH-Cem.Comm. & Arthur Colmer. The Bd. agreed to invite the Cem. Commsnrs. to the Sel. Mtg. on Nov. 22 and explain to them in writing the rules & regulations re: vacancies on Commissions or Boards in Town, and to hold a ballot election to fill the vacancy. Mr. Lovering informed the Board that he spoke with Dr. Olsen, and he indicated that he would be interested in serving as a Cem. Commsnr.

Unfinished Business

The Board agreed to hold on Appointments until a full Bd. is present.

Mr. Murphy was designated by Chairman Hart as the Sel. Rep. on the Comprehensive Permitting Committee and also was designated as Chairman Pro-Tem.

Bid Opening-Rec.Comm. tables & chairs

Sealed Bids were opened and read aloud for tables & chairs for the Rec. Comm.at 7:45PM. They were as follows: Lowell Mills Supply, Co, Inc: chairs: 100 @ $6.50 each; 200 @ $6.25 - truck to hold chairs - 2 trucks @ $90 ea; 4 trucks @ $85 ea;

Rec.Comm.Bid Opening continued

tables start at $49.50 and go up; Commercial Furniture Corp: 100 chairs @ $6.81 ea; 200 chairs @ $13.20; tables: 3 folding @ $138 or 1 @ $46; chair racks: 1 @ $98.50 or 2 @ $197. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to refer the bids to the PA for his recommendation for bid award.

Mtg. with Joseph Hannon not held

The 7:45 PM mtg. with Joseph Hannon has been re-scheduled for 11/22. Mr. Lovering stated that he is not happy with NMAC's request re: IPA Mun. Mgm. Project. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to inform the NMAC that we are not supportive of their IPA Mun. Mgm. Project; however, we will advise Mr. Hannon that if he still wishes to meet with the BOS on 11/22 to discuss this matter, he may.

Unfinished Business continued

The Bd. discussed Policy Statements - for budgets. Sel. Murphy and Sel. Currier were the only Selectmen to submit their statements to the Adm. Asst; therefore, upon the recommendation of Mr. Murphy, the Bd. agreed to furnish written statements to the AA within the upcoming week, in order that she may compile a complete list of the Bd's. statements for discussion at the next mtg.

Mtg. with reps. of MVH PC re:services

A mtg. was held with Paul Girard, Exec. Director of the Mer. Val. Health Planning Council & Dorothy Winn, a member of the Bd. of Trustees of same. Ms. Winn explained in detail some of the services provided by the MVHPC. She stated that there are 2 types of membership on the Bd.-consumers & providers. She is a consumer. She explained that Public Law 93641-Fed. Legis.-enacted Health Systems Agencies which are set up in every state in the Country. The MVHPC serves as the Health Systems Agency for Region 3. The purpose is to assess the needs of the valley with regard to health care & to determine what is needed to bring quality health care into the Mer.Val. By April of 1978 they must develop a plan (health systems) and an annual implementation plan for the Mer.Val. The HSP is long range and the AIP is yearly. The MVHPC tries to coordinate programs in hospitals in the Mer. Val. The Bd. of Trust. meet once a month, while individual committees meet twice a month. Each yr. the council must report to IRS & a CPA performs an audit for the Bd. of Trust. Copies of the annual report are forwarded to the Office of State Health Planning, but under new law, copies of the annual report must be forwarded to all participating communities & Chelmsford will receive same in the future. The council is encouraging a consortium of hospitals in the area to hopefully consolidate some services. The funds for seed money come from 50% of funds which were formerly provided to the Regional Medical Program. Mr. Girard said that when the plan for programs & funding is prepared for next year, the BOS will be forwarded same, which should be after Dec., 1976. Also Mr. Girard agreed to forward the Board copies of all such plans in the future. When full designation comes about in 18 months, decision-making will be brought closer to the local community for approval of funds, etc. Mr. Girard left several applications for membership on the council and requested that if possible, the Board solicit membership from citizens of Chelmsford.

Mtg. with J.P.Bienvenu re: Fletcher St.

A mtg. was held with J. Paul Bienvenu, Consultant to the Hghy. Dept. re: Fletcher Street. Mr. Bienvenu left plans of the proposed widening for the Board's review and he furnished the AA with cost estimates for the re-construction of same. The easements are in the hands of Town Counsel presently. Re: opening in parking lot near Harvey's Bldg. & the TV Store, Mr. Lovering stated that we had agreed that the massive opening was improper & that it was agreed previously to have an entrance & an egress at this location for safety reasons & to keep within the bylaw regarding same. Mr. Bienvenu stated that parking spaces would be eliminated if 2 openings were constructed at this location. This project will be performed next Spring under Ch. 1140 - Tn. Mtg. action will be required if land will have to be taken by eminent domain. Dr. Currie has not contacted Mr. Bienvenu yet. The Bd. agreed to review the plans and meet with Mr. Bienvenu as soon as possible to discuss same. Also, Mr. Bienvenu advised the Bd. that he has some info on Longview Dr. & Garland Rd., which he will document for the BOS.

Unfinished Business continued

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advertise for the position of Highway Dept. Mechanic at the current rate, and after determining the qualifications received from the applications we will determine if we can hire a qualified mechanic at the current rate - if not, we will have to request a change in same at the ATM.

Mr. Currier informed the Bd. that it appears that Princeton Auto Body and Princeton Auto Sales are owned by the same family. Our license for Class II Auto Dealer at Princeton Auto Sales is to Mrs. Edith Lohnes, Mgr. On a motion by Mr. Currier,seconded by Mr. Murphy, it was unan. voted to request the Police Dept. to notify the family that they cannot operate their business until they have rec'd. a proper license from the BOS, and that this is per order of the Board of Selectmen - we will forward a copy of our corres. to the RMV.

Use of Grange Hall

Mr. Murphy furnished Board members with a copy of his recommendations re: use of the Grange Hall, which consisted of 15 items. After discussion, the Bd. amended said recommendations as follows, and agreed to form a lease agreement with the Girl Scouts for use of the bldg. The stipulations are as follows: 1) Facility not to be made into a park or sold; 2) All costs associated with the bldg. & grounds to be borne by the using groups; 3) Use to be restricted to the groups which have made application, to date, to the BOS for use of same; 4) "No Parking" regulations for Proctor Rd. to be established by the BOS; 5) Parking & removal of debris from the property to be the 1st. order of business for the users; 6) Interior modifications to be approved by the BOS; 7) Due to the lateness in the year, exterior painting to be 1st. order of business in the Spring; 8) Review of operation to be conducted with the Sel. at the 3-month & 6-month marks; 9) The Girl Scouts to be the organization responsible to the BOS for operation & financial matters; 10) Proctor Rd. residents to be allowed use of the bldg. without charge one evening every 3 months; 11) Hours restricted from 9AM - 10PM; and from 9AM to 12:00 PM on one Saturday per month; 12) BOS appoint 1 of their members to serve as a liason with the users & with the Proctor Rd. residents; 13) No liquor consumed on the premises; 14) a lease agreement will be drawn up by Town Counsel between the BOS & Girl Scouts for $1 per year on an annual renewal basis. The above items were moved by Sel. Currier, and Sel. Lovering seconded the motion for discussion purposes. The Bd. agreed that they would have to accept the good faith of the Girl Scouts in allowing other organizations to use the bldg. The Bd. unan. voted to forward a copy of the revised rules to the Girl Scouts indicating that these are the conditions under which the BOS will allow them to use the Grange Hall and request the Girl Scouts to advise this office in writing of any changes they would suggest regarding the above-stated rules. The Board thanked Mr. Murphy for developing the draft from which the rules for use of the bldg. were formulated.

The Bd. held on discussion re: Pol.Dept.Civil Service until a full Bd.is present. The Bd. discussed their position on the NMAC report on Local Growth Regional Report. It is the unan. feeling of the Board that they do not agree with the area report and they have not agreed with it from its first presentation due to the insufficient copies for review and insufficient amount of time to review same prior to its presentation to the State on Nov. 17. Sel. Currier has repeatedly advised NMAC of the Chelmsford Board of Selectmen's opinion of the report and his opinion reflects the opinion of the Chairman of the Local Growth Policy Committee, which Mr. Flynn presented to NMAC at their Nov. 10 mtg. On Nov. 17 NMAC will decide whether or not the statement will be forwarded to the State - which is two days after the deadline. Mr. Currier hopes that there is enough controversy by local reps. of the area towns against forwarding the statement to the State. Mr. Murphy stated that not only were the pages not in correct order, many were not readable, and some of their recommendations re: schools and taxes were rediculous. Mr. Murphy does not feel that the Board should react

Unfinished Business continued

until we get a readable copy of the statement and he suggested that we immediately forward comments of our Local Growth Policy Comm. to NMAC along with the Chelms. BOS's 11 points which they took action on at their Oct. 12 mtg., and advise NMAC that we will take no action on the report and refuse to comment on the report until we receive a readable copy & we will forward a copy of this letter to the Dir. of State Planning, and/or Sec. Flynn. Mr. Lovering stated that he hoped that other Towns who have Sel. Reps. will take the time to discuss in detail what the statement can do to their communities. He further stated that perhaps it is time to review the charter re: NMAC and he supports everything that Mr. Flynn stated at the Public Hearing. Mr. Currier will carry these comments to NMAC at the Wed. mtg. We have a certain amount of time in which to develop a minority report - if in fact the statement is forwarded to the State. Mr. Currier stated that he will present to the Bd. a draft of a minority report, if same is necessary, to the Bd. at their mtg. Nov. 22.

Mr. Lovering stated his concern re: postponing of certain items when a full Board is not present for a Sel. Mtg. He agreed to develop a policy re: what the Board will vote on & what they will hold on when a full Bd. is not present at a Sel. Mtg. and will present same to the Board for their review when the entire Bd. is present.

Mr. Currier will prepare his report on Snowmobile/Trailmobile Questionnaires & present same at the Nov. 22 mtg.

Mr. Hart stated that Mr. Cronin's sick & vacation time under the CETA Program would be carried over & picked up by the Town, should he be appointed as a Town employee in the Hghy. Dept. by the BOS in the future.

Corres. Sum.

Item 3 - re: Hist. Dist. Comm's. reaction to change in location of Mid. Canal Toll House - On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to advise the Hist. Dist. Comm. that we were not aware that a Public Hearing was held by the HDC when the Toll House was moved to the front lawn of the Town Hall and we question whether the zoning is appropriate to leave the Toll House on the front lawn of the Town Hall.

Item 6 - report from Bldg. Insp. re: Chelmsford/Westford Town Line - On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to advise the writer that if the development is in Chelmsford, the land is residential and the matter should be forwarded to the Bldg. Insp. in Chelmsford, and to enclose a copy of the map in our corres. to the writer.

Item 13 - letter from E. Redstone, FB&TC re: low interest costs of 4% to borrowers contemplating improvements in Central Square - The Bd. agreed that they would be supportive of any mtg. Mr. Redstone would like to have with the Board of Sel.- and they agreed to inform him that we are quite impressed with his involvement in the Center and appreciate his attitude regarding the above.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the AA's. recommendations on the corres. as amended and to include same in the minutes of the mtg. by reference.

New Business

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to corres. with the Ins. Sinking Fund and request that they advise us if all of their members are presently living in Town, & serving on the ISF as it has been alleged that one of the members has moved out of Town--also, we shall advise them of the rules & regulations re: vacancies on Boards & Commissions & filling vacancies on same.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to request that a mtg. be scheduled with Mr. Sexton or a rep. of the Boston Civil Service

New Business continued

Office with Town Counsel & a rep. of the BOS & the Pol.Chief to discuss Civil Service Rules re: re-instatement and answer any questions the Board may have re: the mechanics of Civil Service. Mr. Currier volunteered to rep. the Board at said mtg., which will be held in the near future.

Mrs. Haines advised Mr. Murphy that the Work Session with the Labor Rel. Adv. re: Police Dept. Rules & Regulations drawn up by the Mass. Pol. Inst. will be held on Nov. 23, at 7:30 PM. Overtime for Police Officers will also be discussed.

Mr. Murphy reminded Mr. Lovering that he was supposed to have presented the Bd. with a performance evaluation time-table in Sept.

Mr. Murphy informed Mr. Currier that he was supposed to have written a new charter with Mary Arnold re: transportation committee. Some time ago we requested employees of the Dept. of Trans. who live in Town to offer input to the committee, and we never communicated back to them. Mr. Currier stated that he will try to get in touch with Mrs. Arnold.

Mr. Murphy addressed the subject of Town-owned property. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to identify within one month those pieces of property which we would consider selling, and announce that we would be willing to accept interest in the property, and based on the interest we receive we can develop articles for TM action for persons interested in purchasing the property - list will be available in the Sel. Office - within one month after the above we can advertise for proposals for the property & based on that response, we can propose articles for TM action.

Mr. Lovering discussed the recent controversy in Lowell re: release of the Community Teamwork salaries to the public. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to congratulate the Lowell City Councillors on the stand they took with regard to releasing salaries of CTI employees to the public, as they are public record; and to ask our rep. to CTI to consider the above in casting ~~her~~ vote when the issue is presented to the group.

Mr. Hart reported on a problem brought up at the 7PM mtg. with the public - residents in the vicinity of Bowl Rd. informed the Bd. that the end of Bowl Rd. near Lowell is being used for drinking. Our Pol. Dept. has stated that they have a problem in enforcing the Drinking Bylaw in this vicinity as this land is located in Lowell. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to contact the Chelms. Pol. Dept. & request that they advise us what their plans are to solve this problem, and inquire as to whether or not they have requested assistance from the Lowell Pol. Dept. in policing this area.Mr. Murphy stated that when the CPD patrols in the vicinity & determines that a problem exists, they should contact the LPD by radio for assistance.

Sel. Hart announced that he will be seeking re-election to the Chelmsford Board of Selectmen in the April, 1977 election.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to adjourn the mtg. The mtg. adjourned at 9:50 PM.

For the Board of Selectmen, by

Bonita Towle

Special Mtg. case against TOC by WAT.POL. CONT.& COMM.of EQE

A Special Meeting was held on Nov. 18, 1976 re: case against the Town of Chelmsford by Dir. of Div. of Water Pollution Control & Commsnr. of Envir. Qual. Engin. Persons in attendance were: Sel. Hart & Sel. Currier; Thomas Morris,Dir. & Dr. Paul Caniff of the Bd. of Health; Jos. Gutwein, Ted Rapallo, & Matt Doyle of the Sewer Comm; J.Paul Bienvenu; Louis Rondeau-Supt. of Sts; Clement McCarthy,Town Counsel & Evelyn M. Haines, Adm. Asst. Mr. Hart called the mtg. to order at 7:35 pm.

Special Mtg. re: suit against the Tn. re: discharge permits continued

Mr. Hart turned the mtg. over to Town Counsel Clement McCarthy. Town Counsel advised that after speaking with a rep. of the Attorney General's Office, it would be wisest to wait until the Dec. 1 Special Town Meeting, after we have voted on Article 8 (sewerage proposal) to schedule a mtg. with a rep. of the Attorney General's Office to discuss the litigation. Mr. Doyle stated that we are keeping within the time limits for filing for the benefits. Mr. McCarthy thanked everyone for attending the mtg. and apologized for the brevity of same, but he did not think that it was within his prerogative to cancel same, as he was not sure whether or not the BOS wished to pursue some other items tonight. An answer has been filed in the Mid. County Superior Court - but at the present time Town Counsel has not determined whether or not to involve other people in the litigation - who are alleged violators. He will decide this after further conference with Paul Bienvenu and Tom Morris, because he does not think that it is fair to involve these people in the expense of litigation unless we can truly show that they are the actual wrongdoers. Mr. Morris advised Mr. McCarthy this week that the Cleaners in the Center has a permit to discharge, as well as the laundromat in the Center. The large mill in North Chelmsford has a permit - the Mill Pond Bldg. is in receivership presently, and also foreclosure; therefore, Mr. McCarthy does not think that we will be including anyone else in litigation. Mr. Gutwein wanted to be sure that the case against the Town is not associated in any way with the Sewer Comm. proposal for the STM re: sewerage, in the minds of the Townspeople. Mr. McCarthy stated that the charge against the Town is serious, and we had to admit to several damaging parts outlined in the Bill of Complaint. Mr. Hart stated that the Townspeople will be advised of the suit against the Town at the STM on Dec. 1 - which is a separate issue from the Article re: sewerage for STM. If the Sewerage Proposal is voted down at S.T.Mtg., the remedy would be for us to wait for the State to order us to pay the $10,000 fine per day, and then under the new law we would have 14 days to schedule another STM.

The mtg. was adjourned at 7:50 PM.

Mtg.Adjourned

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held on November 22, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, Adm. Asst., was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the mtg. held Nov. 15 and the Special Mtg. Nov. 18.

Joint Mtg. with Bd. of Assessors re: appointment

Joint Meeting with Board of Assessors to fill vacancy on Bd. of Assessors - The two remaining Assessors, Claude Harvey, CH, and Janet Lombard were present. Mr. Hart asked Mr. Harvey if he or Ms. Lombard had any additional comments before any action is taken. Mr. Harvey stated that his feelings re: filling of the vacancy were in his letter dated Nov. 15 to the BOS., Ms. Lombard concurred with Mr. Harvey's feelings re: non-filling of this position until the April election. Mr. Hart then asked for nominations from the Assessors & Selectmen. Mr. Murphy nominated Mrs. Ruth Delaney - Mr. Currier seconded her nomination. Mr. Palmer nominated Stephen Wojcik - there was no second for his nomination. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to close nominations. Mr. Hart stated that as there is one name in nomination, the only votes allowable would be for 'Mrs. Delaney' or 'Present'. Mrs. Delaney would need four votes to be appointed. The vote was as follows: Mr. Harvey-Present; Ms. Lombard-Present; Mr. Currier-Mrs. Delaney; Mr. Palmer-Mrs. Delaney; Mr. Murphy-Mrs. Delaney; Mr. Lovering-Mrs. Delaney; Mr. Hart-Present. Mr. Hart congratulated Mrs. Delaney as she had received four votes to fill the unexpired term of Mr. Monahan. On a motion by Mr. Harvey, seconded by Mr. Lovering, it was unan. voted to make the appointment of Mrs. Delaney unanimous. Mrs. Delaney thanked the Assessors & Sel. for the opportunity to serve.

Joint Mtg.with Cemetery Commissioners re: appointment

Joint Meeting of the remaining Cemetery Commissioners & Board of Selectmen to fill vacancy on Cemetery Commission caused by death of Commissioner Arne Olsen. Cemetery Commissioners present were Gerald Hardy, CH and Arthur Colmer. The remaining Commissioners had forwarded the BOS their recommendation to appoint Dr. Everett V. Olsen to fill the vacancy in a letter to the BOS dated Nov. 9.Mr. Hart explained to Mr. Colmer the process in which this vote must take place, according to MGL Chapt. 41, Sec.11. Mr. Lovering placed the name of Dr. Everett V. Olsen in nomination.- Mr. Currier seconded his nomination. On a motion by Mr.Currier, seconded by Mr.Palmer, it was unan.voted to close nominations. The vote was as follows: Mr. Hardy-Dr. Olsen; Mr. Colmer-Dr. Olsen; Mr.Currier-Dr. Olsen; Mr. Palmer-Dr. Olsen; Mr. Murphy-Dr. Olsen; Mr. Lovering-Dr. Olsen; Mr. Hart-Dr.Olsen. Dr. Olsen was unan. appointed to fill the vacancy on the Cem. Comm. caused by the death of his father.

Moment of silence in memory of Roger Boyd

A moment of silence was observed in memory of Roger Boyd, who passed away on Nov. 21, 1976. Mr. Boyd was a member of the BOS from 1953-56; a member of the Housing Authority since 1970; and a member of the Tercentenary Committee in 1955. The Bd. agreed to forward a letter of condolance to Mr. Boyd's family.

7:35-Bid Open. Bid not opened for Sidewalk Snowplowing-only 1 bid received

Bids were scheduled to be opened and read aloud at 7:35 PM for Sidewalk Snowplowing. Only one bid was received for same. The PA stated that advertisement for same appeared in the Lowell Sun, Chelms. Newsweekly & Dodge Reports - specs were picked up by four firms. Mr. Alexion stated that he was telephoned by the School Bus. Mgr. re: sidewalk snowplowing. Mr. Alexion recommended that the Bd. open the single bid for Mr. Watt's benefit; he further stated that the one bidder cannot do the job by himself, and at a later date we may be forced to do some renting of sidewalk snowplow equipment & have HD employees operate same. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to return the bid to the bidder. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to advise the Hghy. Supt., on Nov. 23 in writing, that his Dept. is responsible for snow removal on those sidewalks which were identified by the School Comm., and advise him to immediately begin to work with the Purchasing Agent to acquire necessary equipment, either on a lease-basis, or whatever is appropriate to do the job.

Board Reports

Mr. Currier reported on a mtg. held last week at NMAC. The Rte. 213 Study letter from Chelmsford was discussed, which was in response to their request to the State for additional study on Corrider F. We stated our concern re: Cor. F and stated that we would take legal action, if necessary, to prevent the construction of Cor. F. We also stated that we would like to see additional study performed on the "bridge only" alternative. NMAC decided to alter their original request to the State for additional study on Cor. F, and they sent a letter to the State requesting that the "bridge only" alternative be the only alternative studied.

Also at that mtg., Mr. Currier stated that the Regional Growth Policy Statement was discussed. The Comsnrs. present, with the exception of Sel. Rea & Sel. Currier, felt that the local BOS & Planning Bds. had not read the statement. Mr. Currier suggested that if they had not read it-it should be sent to the State as a staff-endorsed report only. The Comsnrs. were concerned enough to agree not to send the report as a final report. A motion was made to forward it as an initial statement only, and if changes are made they will be forwarded to the State. A Sub-Comm. was formed to review the statement item by item over the next year - Mr. Currier is Chairman of this Sub-Comm. Mr. Currier was the only rep. who did not vote to forward the report to the State, but at least it will not go as the final report. Mr. Currier provided each Bd. member with a copy of his minority report which will be forwarded to the Office of State Planning's Director stating that the the CBOS unan. voted to inform the OOSP of our disagreement with the NMAC Growth Policy Statement due to time constraints placed on this project & on the members of our BOS,we cannot begin to address all of the areas of disagreement. We do,however, want to go on record with the Dir.of OSP as being opposed to the wording & statements of the NMACGPS. Our rep. to NMAC was recorded as opposed to sending the document to the OOSP as written. Mr. Currier stated that the brev-

Board Report continued

ity of the letter was intentional - perhaps it will be read if it is brief, and it would be impossible to address each item individually, as the report is 250 pgs. Mr. Currier moved that this minority report be forwarded to the Dir. of the Office of State Planning - Mr. Palmer seconded this motion. Under discussion, Mr. Murphy stated that he feels that the letter should include the fact that our 5-man Bd. only had 1 copy to review of the Statement, and we consider it a staff-endorsed report, and it does not necessarily reflect the feelings of area towns - Mr. Murphy moved to amend Mr. Currier's min. rep. to include the above two items, this motion was seconded by Mr. Lovering & unan. voted by the Bd. Re: Mr. Currier's main motion, it was unan. voted to forward the minority report, as amended, to the Dir. of the Office of State Planning.

Mtg. with R. Meaney, Chelms Theat. Society re: use of Quessy School

A mtg. was held at 8:00 PM with Richard Meaney of the Chelmsford Theatrical Society re: use of the Quessy School by the CTS. Mr. Meaney stated that the CTS is interested, mainly, in securing a bldg. for cold storage for supplies & backdrops, etc. for the Chelms. Theat. Soc., and that if necessary, the Society would pay for heating the bldg. & any other costs they incur. Mr. Hart stated that if the CTS would require cold storage space only, there would be no need for heat; however, if heat is desired, the Fire Chief would have to inspect the premises. Mr. Meaney stated that the CTS could use the bldg. only for storage, if the expense to heat same is too great. Mr. Meaney agreed to inspect the premises with Mrs. Haines in the near future - and if the Sel. agree to allow the use of the bldg. to include more than cold storage, a Public Hearing will be scheduled with the residents in the area for their input concerning this matter. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to grant use of the Quessy School to the CTS for cold storage only (at the present time), providing that a statement be rendered by the CTS stating that the Town will not be held liable for any vandalism or theft, prior to execution of the agreement between the Town & the CTS.

Town Counsel Report - resignation

Mr. Hart read aloud the following report from Town Counsel, received in the office on Nov. 22; addressed to Paul C.Hart,CH -CBOS -- "I herewith submit my resignation as Town Counsel effective Dec. 31, 1976, or until such time as my successor is appointed. My tenure as Town Counsel has been most pleasant,but I find this action necessary because of the pressure of other business. Again, I wish to thank you and the other Bd. members for your complete & generous cooperation and understanding at all times." Signed-Clement McCarthy. Mr. Hart stated that he feels that Mr. McCarthy's decision to resign as Town Counsel is a great loss to the Town, as he has performed his duties as Town Counsel most dilligently. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to forward a letter of appreciation to Mr. McCarthy & accept his resignation. Mr. Lovering stated that he hoped that the Bd. would take advantage of Mr. McCarthy's knowledge and hopefully,get the benefit of his experience and ideas, and schedule a mtg. with him to discuss same. Mr. Lovering further stated that he hoped that the Bd. would take no action on this appointment until after said mtg. takes place; however, said mtg. should be scheduled as soon as possible (within the next two mtgs).

Adm. Asst. Report

Mrs. Haines reported that she and Robert Flynn met with the Senior Citizens on Nov. 16 and addressed the subject of the Senior Citizens' Drop-In Center on Mill Road. After much discussion, the Senior Citizens rescinded their previous vote not to support the project. Robert Flynn is preparing an Envir. Impact Statement on same.

Darryl Courtenay informed the Bd. that he, as Intern in the Sel. Office,has completed a report on Ambulance Service, which he passed out to ea. Sel. The Bd. will discuss same next week as an agenda item.

Mtg. with Fin. Comm.re: STM articles

A mtg. was held with the Fin. Comm. re: warrant articles for the Dec. 1, 1976 STM. Fin. Comm. members present were: William Edge, Katy Hughes, Richard

Mtg. with Fin. Comm. re: STM articles continued

Sullivan and Marvin Schenk-CH. Re: art. 1-trans. money to pay bills for previous years - it was agreed to contact Town Counsel to determine whether or not it is possible to pay unpaid bills at a STM, rather than at an ATM; art. 2-no questions; art. 3-Cem. Comm. trans. $10,000 from sale of Graves & Lots to Cem. Imp. & Dev. Fund - no questions; art. 4-PWEA - no questions; art. 5-transfer $10,000 for plans & specs for new Town Hall - the possibility of use of the McFarlin School as a Town Hall was discussed - it has not been turned over to the Town to date, and last year at the mtg. at the No. Town Hall, the BOS were advised by Dr. Rivard & the School Comm. that the McFarlin School would not become available for at least 5 years, if, in fact, it becomes available to the Tn. at all - we will have to address this subject again to the School Comm. & Dr. Rivard; art. 6-traffic control devices on Chelmsford St. near Mall - lights will be pedestrian operated & will be at the entrance & egress to the Mall also; art. 7-rezoning of one side of Evergreen St. - it was by petition, therefore, we will wait until after the Planning Bd. holds its mtg. regarding this matter; art. 8-Sewer Commission's proposal for sewerage for the Town of Chelmsford - this will have to be presented at Town Mtg.

Unfinished Business

Mr. Currier moved the appointment of Henry McClean, 256 Graniteville Road, to the DPW Study Comm.-Mr. McClean was appointed unan. to the DPW Study Comm.

HD Laborers

The Bd. discussed the appointment of Laborers to the Highway Dept. Mr. Rondeau recommended the appointment of Thomas L. Barnes in a recent letter to the BOS. His 2nd. recommendation has found other employment. Mr. Hart stated that we also have 2 CETA employees who will be considered - John Cronin & Arthur Bellemore, plus all names currently on file in the Hghy. Dept. If we appoint a CETA employee we will lose the position under the CETA Program; but we will have the funds to put towards the extension of a current employee. Mr. Hart asked for nominations from the Bd. to fill the 2 positions. Mr. Murphy nominated John Cronin & Arthur Bellemore - Mr. Lovering seconded the nominations; Mr. Palmer nominated Thomas Barnes & John Cronin - Mr. Currier seconded the nominations. Mr. Murphy commented that when Mr. Rondeau was questioned by the BOS at a mtg. in Oct. as to his method of recommending persons for appt. by the BOS to the Hghy. Dept., Mr. Rondeau advised that he did not conduct interviews - he judged the man by his size and weight, and applicants whose applications were on file the longest were given 1st preference. Mr. Murphy stated that of the 16 names on the list, there are 15 who applied for work prior to Mr. Barnes; therefore, Mr. Rondeau's criteria re: appointing the earliest applicants on file is not valid. Mr. Lovering moved the question-Mr. Murphy seconded his motion & the Bd. unan. voted to vote on the nominations. The vote was as follows: Mr. Currier-present; Mr. Palmer-Mr. Barnes & Mr. Cronin; Mr. Murphy-Mr. Cronin & Mr. Bellemore; Mr. Lovering-Mr. Bellemore & Mr. Cronin; Mr. Hart-Mr. Barnes & Mr. Cronin. As Mr. Cronin rec'd. four votes, he was appointed as a Laborer in the Hghy. Dept. for the Town of Chelmsford.

Adjourn to Exec. Session

Mr. Currier moved that the Bd. adjourn to Executive Session to discuss the physical condition & mental health of the applicants - Mr. Lovering seconded this motion. Roll Call vote was as follows: Mr. Currier-Aye; Mr. Palmer-Aye; Mr. Murphy-Aye; Mr. Lovering-Aye; Mr. Hart-Aye - the Bd. unan. voted on a Roll Call vote to adjourn to Exec. Session at 9:00 PM.

Reconvene to Open Mtg.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to reconvene to the Open Meeting at 9:07 PM.

Unfinished Business continued

The Board agreed to vote by Roll Call once again re: appointment to fill position in the Hghy. Dept. for 1 laborer. Mr. Barnes & Mr. Bellemore's names are in nomination, as indicated above. There were no additional nominations. Roll Call vote was as follows: Mr. Currier-Mr. Barnes; Mr. Palmer-Mr. Barnes; Mr. Murphy-Mr. Bellemore; Mr. Lovering-Mr. Barnes; Mr. Hart-Mr. Barnes. Mr. Barnes was appointed to fill the second laborer position in the Hghy. Dept.

Sel. Alt. to LGPC

The Chairman appointed Mr. Currier as the Selectmen's Alternate to the Local Growth Policy Committee.

Unfinished Business continued

Mr. Currier moved that all persons who requested appt. to the Town-Wide Cultural Comm. be nominated for appointment. Under discussion, Mr. Murphy stated that he does not feel that more than 1 person per family should be appointed to the Comm., and he would like to have an uneven number of members on the Comm. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was voted four in favor, one opposed- Mr. Murphy, not to reduce the membership of the Comm. to nine members. On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to appoint the following persons to the Town-Wide Cultural Committee: Marie Geary; Maureen Creegan; Rod Morrison; Glen Goodsoozian; Jeanne Glenfield; Mary Guaraldi; Christos Simorellis; Thomas Elliot; Richard Meaney; Irene Meaney - Marie Geary was appointed as Chairman Pro-Tem, unan., on a motion by Mr. Currier, seconded by Mr. Lovering.

appts.

The Board discussed Policy Statement-Budgets. Mr. Lovering requested that 'zero-based budgeting' be removed from his recommendations, as it may confuse people. Each Sel. had furnished the AA with his comments, which were basically the same. Mr. Lovering stated that he feels that the Bd. should set a percentage figure for increases for the unions this year before negotiations begin. Mr. Hart suggested that we should inquire of the Dept. Heads re:their feelings on the figure of the percentage increase. Mr. Murphy stated that if we set the percentage figure for increases for non-union employees before the negotiations are settled, the figure may not be fair with regards to the increase for non-union employees. Mr. Murphy stated that although the Bd. is in favor of no new programs, it may be necessary for some new programs - i.e. snowmobile for Pol. Dept. Mr. Hart stated that Dept.Heads should look into the service programs to determine if they are still effective, and if they are not, they should be dropped. Mr. Currier stated that perhaps we could delineate new programs, new services & new personnel - and we should explain same to the Townspeople at Town Meeting if the Dept. Heads are not prepared to do so. Mr. Lovering stated that the first word in #4 of his statement is 'submit' not 'subject.' The Bd. agreed to instruct the Adm. Asst. to develop one policy statement containing all Bd. members' comments and the BOS will vote on same at their Nov. 29 mtg.

The Bd. discussed Snowmobile/Trailmobile Questionnaire summary by Sel. Currier. Snowmobiles & Minibikes will not be allowed on any school property; the Cons. Comm. does not allow the use of Snowmobiles & Minibikes on any of their property, but they would be open to allow use of their property if they owned the right type of land (without vegetation); the Rec. Comm. recognizes the need for an area for use by Snowmobiles & Minibikes at the following suggested locations: Snowmobiles - Powerlines which run from Rte. 3 across Boston Road to Acton & the Swain Road Dump for Minibikes - these locations were recommended by the Snowmobile/Trailmobile Committee. The Police Chief feels that no new regulations re: snowmobiles & minibikes will be necessary, as the patrol of the Police Officer on the snowmobile is quite effective. Mr. Murphy suggested that we advise the public that a Police Officer will be patrolling the Town to enforce Snowmobile/Minibike regulations.

The Bd. addressed the subject of the possibility of conducting a Police Dept. without Civil Service. The Board agreed to discuss this subject on Nov. 23 when the Labor Rel. Advisors will conduct a Work Session with the Bd.

The Bd. discussed Priority Classification - 1975. Mr. Murphy stated that we should determine if the Pri. Clas. List is still valid - if we should perform another one in the future - if we do it again, it should be more meaningful for the residents. The Bd. agreed to re-address the subject next Fall, tentatively, with improved categorization, and in August of 1977 we can decide if it makes sense to perform another evaluation on priority classifications. Mr. Murphy agreed to work on this item.

Unfinished Business continued

Sel. Hart & Sel. Palmer inspected liquor license establishments on Nov. 13. Mr. Hart reported that Chubb's Pier had been inadvertently omitted from the list of establishments to be inspected, but he and Mr. Palmer inspected same - also, he advised that we should look into storage at the Hong & Kong for liquor; the Meadow Lounge had a broken exit light; and a hearing must be held for the change in premises at the Chelmsford Country Club - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to renew all liquor licenses in the Town for 1977, and to advise the managers of the above-mentioned establishments of any action necessary with regard to the Selectmens' inspection.

Corres. Sum.

Item 1 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to refer the problem re: drainage in Town to the Comp. Perm. Comm. for attempted resolution and to accept Mr. Flynn's report as CH of the LGPC concerning this matter.

Item 16 - Board discussion - On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to refer Mr. Hennessey's letter re: gift of two lots of land to the Town to the Cons. Comm. to determine whether or not they would be interested in this land, as it may be wetland, prior to any action on same by the BOS.

Item 19 - Mr. Murphy moved to amend the AA's recommendation re: letter from the Town Treasurer re: availability of McFarlin School as a Town Hall as follows: request School Comm. at the earliest possible date to advise the BOS in writing of their housing plans over the next 5 years with regard to the vacating of bldgs. - this motion was seconded by Mr. Palmer & unan. voted by the BOS, and request a report from the School Comm. on the McFarlin School.

Item 34 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to advise the Planning Board Chairman that we will not concur with his recommendation that the Planning Board become the director of the local growth policy committee.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum. as amended, and to include same in the minutes of the meeting by reference.

New Business

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to refer Mr. & Mrs. Hunter's problem re: salt in their water, to Town Counsel for resolution. They discussed same with the Bd. at the Bd's 7PM session with the public.

Mr. Palmer stated that there is still quite a bit of work to be completed by the construction firm at Crystal Lake.

Adjourn to Exec. Session

Mr. Lovering moved that the Bd. adjourn to Executive Session to discuss the physical condition of Officer Norman Wellington. Mr. Currier seconded the motion. A Roll Call vote was taken as follows: Mr. Currier-Aye; Mr. Palmer-Aye; Mr. Murphy-Aye; Mr. Lovering-Aye; Mr. Hart-Aye - the Bd. unan. voted to adjourn to Exec. Session to discuss this matter at 9:55 PM.

Reconvene to Open Meeting

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to reconvene to the Open Meeting at 10:05 PM.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:06 PM.

For the Board of Selectmen, by

Jurors Drawn

Sel. Lovering drew the following persons for Jury Duty on Nov. 22: Cambridge-Henry Zukowski, Paul Dragon, Peter Bard, Kenneth O'Brien; Lowell-Melvin Bean and Muriel Sidel.

Work Session to discuss Police Dept. Rules & Regs. & Overtime

Work Session held November 23, 1976 re: Police Dept. Rules & Regulations as developed by the Mass. Police Institute for the Chelmsford Police Dept; and Overtime for Police Officers.

Persons Present

Members of the Board of Selectmen present were: Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Hart was ill, therefore, Mr. Currier chaired the Work Session, which commenced at 7:30 PM. Mrs. Haines, Adm. Asst. was also present. Bonita Towle was present as Recording Clerk. Attorneys Robert Crowe and Arthur Murphy - Labor Relations Advisors from the firm of Murphy, Lamere & Murphy were present. Chief Robert Germann of the Chelmsford Police Dept. was present and Attorney Robert Canavan, Counsel for the IBPO was present.

Overtime

Arthur Murphy stated that the Sel. have already notified the union that in accordance with the provisions of Art. VI of the Agreement, we propose to pay overtime only for hours actually worked; we indicated our reasons to the union for insisting on compliance with the contract language - and the purpose of this work session is to allow the union to discuss their objections regarding the new overtime policy with the BOS. Arthur Murphy stated that according to the Agreement, overtime is to be paid only for those hours actually worked in excess of the 40-hour average work week. The question of past practice will have to be investigated. Atty. Canavan stated that he was sorry that Mr. Linstad did not get notice of this meeting, he thought that he had been notified, as Mrs. Haines' memo had a carbon copy notation to Russell Linstad. Mr. Lovering clarified this point and asked Mrs. Haines if Russell Linstad had received notification-she informed him that he was sent a memo,as were other parties concerned. Atty. Canavan stated that previously, he had discussed this situation with Patrolman Linstad and he will proceed in his absence. He further stated that it appears to him that what the BOS are prpposing is that a contract term be changed during the life of the contract, which is improper, baring a mutual agreement by both parties to the Agreement. He stated that if the BOS wish to propose for the next contract that the overtime be based upon 40 hours actually worked, exclusive of paid leave, they could take such a position during the bargaining of the next contract, and if they should succeed in drawing this concession from the Union, such a system could be inaugurated effective July 1,1977. The Board agreed that current practice is contrary to overtime practices in the private and in the public sector, and it is not in the best interest of the Town. Atty. Canavan stated that he would like to discuss this matter with Pat. Linstad again, as well as R & R for the Pol. Dept. at a mtg. with R. Linstad present. At this point in time Atty. Canavan left the mtg., and Atty. Murphy stated that his office will schedule another work session to discuss the R & R for the Pol. Dept. & also to discuss Overtime for Police Officers - all parties concerned will be contacted re: date & time of same, which should be scheduled within the next two weeks. Chief Germann stated that this practice re: overtime, exists not only in the Pol. Dept., but in the Fire Dept. also, and if it is going to be addressed in one Dept., it should be addressed in the other Dept. Chief Germann asked if a man takes a vacation day, does this count in the same manner as a sick day. Mr. Lovering stated that a vacation day is earned, and a sick day is a gift - this subject will be addressed by ML&M, as it is their feeling that there should be one rule re: sick days, vacation days and holidays re: overtime. ML&M will advise us of a mtg. time & date which will scheduled with the Fire Dept. to address overtime, and a rep. of the Bd. should attend same-Mrs. Haines will be contacted to advise the Bd. ML&M will follow the same recommendations they forwarded to the Bd. for the Pol. Dept. which consists of 4 items.

discussion re: Officer Norman Wellington

Mr. Currier informed Attys. Crowe & Murphy of the problem concerning sick days incurred to date by Officer Norman Wellington. The Bd. voted at their mtg. Nov. 22 to discuss this problem with ML&M this evening to determine whether or not they might take this matter on for the Town, after ML&M have an opportunity to review all pertinent data regarding this case. Atty. Murphy requested that Mrs.

discussion re: N.Wellington continued

Haines forward his firm all important data regarding Officer Norman Wellington's case, and within one week's time, ML&M will forward the BOS with a written recommendation.

discussion re: Police Dept. without Civil Service

Also at their mtg. Nov. 22 the Bd. voted to address the subject of the possibility of conducting a Police Dept. in Chelmsford without Civil Service. It was agreed to handle this at the negotiating table and to include this in our list of demands. It must be approved by the Legislature. Atty. Murphy stated that it is possible to have all men covered, if you can negotiate it that way, and they will address this subject, also, for the BOS.

Dept.Heads' list of demands

Atty. Crowe requested that he be furnished with copies of the 3 Dept. Heads lists of demands as soon as possible. The Sel. are anxious to get the negotiations underway as soon as possible.

Minimum-Manning Brief

Attys. Murphy & Crowe advised the Bd. that they are currently writing a brief for the minimum-manning case in Danvers for the Fire Dept. They are submitting a Friend of the Court Brief, and a number of communities around Boston are joining in on a pay basis. Atty. Murphy stated that the maximum cost per Town will be approx. $400, and it includes the number of men in the cruisers, and in various Fire trucks, etc. The Danvers' case is being decided by the State Lab. Rel. Comm. The MLC&T has been asked to join in also. Atty. Murphy asked the Board to consider joining the brief - the brief is due Dec. 7. The Bd. agreed to vote on this request at their mtg. Nov. 29 and advise ML&M of their decision. The MLC&T has been asked to join at no cost. In any event, Atty. Murphy stated that it would be wise to forward a letter to the Chairman of the Labor Rel. Comm. stating that we certainly feel that minimum-manning is a reserved right and it should not upset bargaining.

Mtg. adjourned

The mtg. adjourned at 8:30 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held November 29, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer and Mr. Lovering. Mr. Murphy was out of Town on business. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Nov. 22 & Exec. Sessions held Nov. 22 and Minutes of Work Session held Nov. 23, 1976.

Mtg. with HUD Reps. re: Flood Ins.

At 7:35 PM a mtg. was held with Judith D. Halloway-HUD re: Flood Insurance. Members of the Planning Bd. present were: A. Robert Raab, Carolyn Fenn, & Ann McCarthy. J.Paul Bienvenu was present, as was Robert Flynn, Town Planner and Harold Costa, a member of the Flood Prevention Study Committee. Ms. Halloway explained that the purpose of the mtg. was to go over the first drafts and map of the Flood Ins. Rate Study which were developed by Camp, Dresser & McKee. The Fl. Ins. Rate Study is being prepared for the Town & is paid for by the Federal Ins. Administration. The purpose of the Rate Study is to provide us with some elevation information with which we could institute some flood plain management & by doing so we can come into the regular phase of the Fl. Ins. Program, and in this phase of the program double the amounts of the present fl. ins. will be available to anyone who wishes to purchase it in the Community who are in the Fl.Ins.Prog. and the ins. is available at the Emergency Program levels, in other words, on a residential structure you have a max. amount of coverage available of $35,000 whereas on the regular program you have a max. of $70,000. This mtg. will be followed by a study given to the Town for review & comment-roughly, the Town is given one month for review & comment of the study & narrative. Technical people

Mtg. with reps of HUD re: Flood Ins. continued

should review the map & narrative & any changes could come from the Town Engineer Dept. of Planning Dept. After this 1-month review period, someone from the Boston Office or Ms. Halloway will contact us to set up a so-called final mtg. At the final mtg. the content of the study will be explained, as will the maps & the necessary regulations will be explained. Essentially what is produced for us in the Fl. Ins. Rate Study which we do not have in our present maps (Flood Hazard Boundary Maps)is that we will have elevation info. which will be in areas where detailed study are performed, and in some of those areas, flood ways are developed and in those areas there will be a delineation of the flood way. After the final mtg. the next step will be that proposed elevations will be published & a certified letter will be mailed to the Chief Exec. or the Sel. designee for coordinating the program activities. Following within a 10-day period, 2 newspaper notifications will be published of the proposed elevations. The first imp. date for the community comes beginning at the time on the date of the 2nd newsp. publication of the proposed elevation. That marks the beginning of the 90-day review period - or the so-called 'appeals period' - if there are any textural changes in the report or in the maps, that will be the time to make the changes. The appeals can be made in one of two ways - either by the community as a whole or through your appd. official in the community, or an individual may bring the info. to the appointed official who in turn would forward it to the Fed. Ins. Adm. The sole basis of appeal is the posession of better or more technical data. At the end of the 90-day period, if there are no questions on the material the same notification will take place as mentioned above-a registered letter will be mailed to the Chief Exec. etc... newspaper publications, etc. The significance of the final date of these publications is that the community is given a period of 6 months to enter the regular phase of the fl. ins. pro. if they wish to continue participation in the program. Actually there are two dates to deal with - one is the proposed elevation - appeals period, and the 2nd is when the final elevations are published. In addition to that, there are some new regulations which have been recently published in the Federal Register, and the section re: Fl. Plain Mgment. is Section 1910.3; Section 1910.3B is 100 yr-elevations; Section 1910.3C is areas where we have elevations; Section 1910.3D is areas where we have a flood way designated with requirements. One item of consideration is the 6 months to come in to the regular program - an Annual Town Mtg. will have to be held prior to publication date, if one cannot be scheduled within this time frame, we should advise Ms. Halloway prior to the date of final publication in order that this problem can be dealt with. Ms. Halloway introduced Don St. Marie-Project Manager and Irving Bell who is assisting Joel Williams - the Project Mgr. on the Chelmsford Study - all from Camp, Dresser & McKee; and she introduced the following persons from the Boston Office: Douglas Lash-hydraulogist. Mr. Lovering asked if anyone whose home is in the zone would ultimately be required to purchase insurance on a mandatory basis when their home is re-sold. Ms. Halloway stated that currently any areas in the shaded area on the flood hazard boundary map are required to have the insurance-when the rate maps, any areas in the A zone or in the numbered A zone are in the flood way, and ins. is required. In other words anything within the so-called 100 year flood area requires ins. The mandate in the Mandatory Purchase Guideline-Section 202 B is that any Federally regulated lending institution must require the purchase of the ins. prior to lending any money in areas in the 100 year flood plain. The rates are the same throughout the country, and in relation to other parts of the country, New England is progressing at the same speed as other sections of the US in completing the project. Mr. Lovering informed Ms. Halloway that we have embarked upon a mapping program in the community where we will get a topographic make-up of the community in two foot contours, and it is his hope that before the final map is produced, the detailed technical project of our 2 ft. ctrs. can be used in the thought process.We won't have the results until next Fall, and we may have to request an extension because we want to have the benefit of this data included in the project. Ms. Halloway stated that the maps can be updated & revised if any changes are made, and they will be updated every five years. Mr. Bienvenu

Mtg. with HUD reps. re: flood ins. continued

stated that our benchmarks will probably be available in February, if weather permits - Mr. Williams requested to be advised when same are complete. At this point in time Joel Williams, Project Engnr. for Camp, Dresser & McKee who is working on the study in Chelms. in the rivers & brooks which flow through Town. Mr. Williams made a presentation to the Board using several maps and diagrams of flows in Town & water surface elevations, as well as areas in which ins. will be required. Ms. Halloway agreed to forward the AA with a copy of the Mandatory Purchase Guidelines - she stated that the determination of which homes in the flood plain will be required to be insured will come from the lending institution - in terms of making the loan; and in terms of flood plain management purposes - the responsibility will be the Towns'. Ms. Halloway stated that any questions regarding the ins. & loans can be directed to her office to benefit the residents of Chelmsford. Mr. Costa stated that the ins. will cost the home buyer $88 per year on the outside if you get max. coverage, and that is a 90/10 situation, in other words the Fed.government puts in the other 90%, that's $880 per year, and $88,000 during the 100-yr. return period. Mr. Costa further stated that he does not think it is fair that bankers will determine who will be required to have the ins. and who will not be required to have it. Ms. Halloway stated that the homeowner has recourses he can take if he does not agree with the bank's decision. Mr. Williams went on to state that most of the problem in North Chelmsford re: flooding is due to the Merrimack River and he described in great detail the shaded areas on the maps and their meaning. Mr. Costa asked how a single home along the stream, if flooded, would receive reimbursement. Ms. Halloway informed him that the person's ins. adjuster would have to inspect the damage - all claims are handled directly from the local insurance company of the person claiming damages. Mr. Flynn asked Mr. Williams if No. Chelmsford would be considered one zone by itself-Mr. Williams stated that it is considered as one zone in the 100 yr. fl. elevation and the people living closer to the road, or higher, would be paying essentially the same rate as those persons living along the river. Mr. Flynn said that the expected damage to persons living in a higher area in the flood zone would be much less than those living in the lower area closer to the river, and it doesn't seem fair that both persons would pay the same rate. Ms. Halloway had no comment, she stated that a change in the rate & rules & regulations would have to go through the Legislature. Mr. Costa asked what type of adjustment there would be - Ms. Halloway stated that the adjustment would vary depending on what zone the home is located in, and rates vary from 25¢ per 100 to 13¢ per 100, etc. Mr. Costa asked what the Town would lose should we decide not to continue with joining the program - Ms. Halloway stated that insurance would not be available and that would effect loans from the Fed. Regulated Loaning Institutions because loans would not be available to persons in the Town requesting loans, if the Town does not belong to the program. Also, Fed. funds, such as for sewerage treatment plants, if requested on a structure that is located in the 100 yr. fl. plain, then the ins. is also required in the same way, and if it were unavailable, the Tn. would have to get it themselves. Some small Towns have decided not to participate in the program, but for the most part, most officials have decided to join the program for the benefit of the residents. Camp, Dresser & McKee reps. stated that they would be willing to meet in the outer hall after this mtg. to answer any questions & to review procedures with anyone interested. Mr. Bienvenu will help to coordinate mapping data. Ms. Halloway stated that various Congresses in 1956, 1968,1969 and 1973 are mainly responsible for the program. She left a copy of the profiles & draft maps for the BOS and they will be back to us with a draft study in roughly one month - we will have 30 days to review it, and another mtg. will be scheduled after the 30-day review period.

Public Hearing Hindman's Mkt. increased storage

At 8:30 PM a Public Hearing was held on the application of Harold Lerer, Mgr. of Hindman's Market, Inc., 231 Chelmsford St. for increased storage. All Return Receipts were received. Mr. Lerer explained that he is requesting increased

Public Hearing
Hindman's Mkt.s
incr. storage
continued

storage in a vacant room in his attic which was used as a playroom for his children which is an 18 x 25 ft. room and there are no structural changes to same. A conveyor belt will be installed. No abutters were present in favor or opposed to the change in storage. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to grant approval for this change in premises for expansion of premises at Hindman's Market to include the attic.

Unfinished
& Business

The Bd. agreed to hold on the Ambulance Report furnished to ea. Bd. Member at last week's Sel. Mtg. until Dec. 6, as Mr. Lovering's briefcase was stolen today his papers re: Mr. Courtenay's report were contained in the briefcase.

The Bd. agreed to discuss Mr. Flynn's Street Acceptance Report on 12/6/76.

At the Work Session held on Nov. 23 with our Labor Relations Advisors, the Bd. was requested to consider participating in court action which involves the Town of Danvers - at the Work Session the Bd. requested that Mr. Lovering advise the Bd. at this mtg. of what this court action involves. Mr. Lovering stated that the issue concerns, in this case, manning in the Fire Dept., however, the issue of manning is one which relates to the Police Dept. as well as other unions under Col. Barg. Basically, the issue is as follows: Does the management of the community (Selectmen, as managers & employers) have the right to determine manning, or is it in fact something which the Union can consider negotiable as part of the Col. Barg. Agreement. There is probably no more important cost motivator in contracts today than the issue of manning, for in it are the dollars one must pay for sick time, etc. Mr. Lovering feels that it would be good for the Town to support the Danvers Case and join with them in the Friend of the Court brief - if enough communities join in the brief, they could share a cost of $225 per community, or, they could share a cost which at maximum would be $400 per community. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to support and join in the Danvers Case - funds could be expended from our Labor Rel. Account to cover the costs associated with joining in the Danvers Case. At the Work Session, Arthur Murphy requested that the Bd. forward a letter to the Chairman of the Labor Relations Commission (in any event of action taken by the Bd. on joining or not joining this brief) stating that we feel that minimum-manning is a reserved right and should not be considered negotiable during Col. Bargaining.

The Bd. will discuss the AA's consolidation of Policy Statements at the next Sel. Meeting on Dec. 6.

Correspondence
Summary

Item 12- Board discussion on a letter from Janet Lombard, representing the Middlesex Canal Association requesting that the Toll House be displayed at the canal restoration site in Woburn. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to advise Ms. Lombard that the Board feels that the Toll House has future use in the Community, and we will continue to work towards seeking a proper location for the Toll House in Chelmsford.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the Administrative Assistant's Recommendations on the Corres. Sum. and to include same in the minutes of the meeting by reference.

Mtg. with P.
Bienvenu &
Atty. M. Neilon
re: Fairbanks
Road

A mtg. was held with J. Paul Bienvenu, Consultant to the Hghy. Dept. and Atty. James Geary who represents 3 clients living on Fairbanks Road re: drainage matter and easements. Atty. Madeline Neilon represented Atty. Geary's clients. The three clients were present - they are Mr. Gallagher, Mr. Coughlin and Mr. Casey. Atty. Neilon stated that her clients are not in favor of granting the Town easements in this area, as requested by Mr. Bienvenu, as they feel that the proposal presented by Mr. Bienvenu to alleviate a drainage problem at the other end

Mtg. with P. Bienvenu & Atty M. Neilon re: Fairbanks Rd. continued

of Fairbanks Road is not the best proposal. They feel that it is not ecologically sound and they feel that an alternative proposal available to the Town (which is to consider diverting the drainage problem which is at the north end of Fairbanks Rd. into the Old Town Way) would be a better solution to the problem. They feel that at some point in the future, if they grant the requested easements, that the drainage problem will move from the north end of Fairbanks Road to their end of the road, and as homeowners, they are concerned. Mr. Bienvenu advised the Bd. that he met with Mr. Gallagher & Mr. Coughlin at Mr. Geary's office last Wednesday to address this problem & explain the reasons for the easements. The reason for the excessive water on Fairbanks Rd. is because the Brentwood Rd. drainage comes down Old Town Rd. & dumps, by an 18 in. pipe, on the land formerly owned by Mr. Pryzant & owned by Margaret Donahue now. Mr. Bienvenu stated that the chances of any extended alterations in the area of Mrs. Donahue's house are almost impossible, due to the grading there. Re: proposal to divert drainage to Old Town Way, Mr. Bienvenu stated that we would be bucking the grade, and it would be economically unfeasible. Mr. Bienvenu's plan is not major construction-it could be performed by Town forces clearing the area, eliminating the ponding areas during a dry time of the year. For the safety & health of the residents in the area, Mr. Bienvenu did not recommend the pond, because of the septage problems upstream. He further stated that without the easements from these 3 persons, if there is a problem in the future on their property the Town will not have the right to enter or trespass on their property to try to rectify same. Ms. Neilon stated that she feels that the Town is placing her clients in a situation where we are asking them to give up some of their property in order to alleviate an immediate problem on the north end of Fairbanks Road-- there is no way at the present time that these people will be assured that they will not face the very same problem on their problem in perhaps, three to four years. Mr. Rubenstein, an original petitioner who resides on Fairbanks Road stated that he does not see why these 3 persons are concerned over a problem in the future, because the natural flow of the land would not bring any excess water to their property at all. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted not to take a vote on this matter this evening, in order that Mr. Bienvenu, Ms. Neilon, and her clients may hold consultations regarding this case and review the case once again, and after said consultations are held, Counsel can give us a final position of her clients on this case. Mr. Lovering feels that the Town has tried to attach this problem technically. The Bd. agreed to notify Mr. Rubenstein when this final decision has been reached.

Mtg. with P. Bienvenu re: Fletcher St.

A mtg. was held with J. Paul Bienvenu, Consultant to the Highway Dept. re: Fletcher Street proposed widening. Two weeks ago, Mr. Bienvenu had furnished the Bd. with plans for the proposed widening for the Board's review. If the plan is approved by the Bd., and necessary easements are obtained, by Spring the construction can commence. At the Nov. 15 mtg. the Bd. was concerned over the fact that there would be only 1 opening at the parking lot going into the Harvey Bldg. and the TV Store. The Bd. feels that this is a safety hazard; therefore, Mr. Bienvenu agreed to change his plan to include an entrance & egress at this location, which will be separated by sidewalk. Mr. Lovering stated that this had been one of his original concerns and he would not vote for the proposal with the 160 ft. gap-Mr. Bienvenu stated that he will perform the necessary change on his plan to include the two openings & the sidewalk near the Harvey Bldg. near Chelmsford Street. Near Roy Johnson's business, the grade will change & be cut down and there will be a minimum slope to get the water to run off at this location. The grade near the shopping center will be raised. At St. Mary's parking lot there will be a 40 ft. island with an opening in the middle to help plowing operations & drainage.

Paul Bienvenu report on Biscayne Dr.

Mr. Bienvenu furnished the Bd. with 2 status reports - one on North Rd. sidewalks and one on Biscayne Drive drainage. He requested that the Bd. take action this evening on his report re: Biscayne Dr. as the contractor is awaiting the Bd's.

Biscayne Dr. discussion continued

decision on same. The Contractor has removed sections of the 24" pipe & finds that it is not reinforced concrete & is quite deteriorated. In laying new pipe the Contractor is following line & grade as designed, and even though the Contract calls for him to remove the existing drain, it is now ill-advised due to the fact that he would have to make 2 separate trenches breaking up 20 ft. of pavement in front of the house of Mr. Robert DiFazio, plus the fact that the gas main falls within the trench of the 24" pipe. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to advise the Contractor, in accordance with Mr. Bienvenu's suggestions in his letter to the Bd., to remove as much of the old 24" pipe, and leave it there underground. It's 10-12 ft. underground, and there will be no water in it. The Contractor will be paid for as many sections of the pipe as he pulls out - Mr. Bienvenu will advise the Contractor of the Bd's. vote.

New Business

Mr. Lovering stated that in Jan. the Comm. of Mass. will be publicly announcing the new districts for reps. Chelmsford will have some change re: its reps. in the House. Currently we have 3 reps., and when that change came some years ago most residents felt that we demand single representation. Mr. Lovering stated that he feels that we should do everything we can to try to get Chelmsford back to single representation. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to forward a letter to Rep. George Keverian indicating that we still feel very strongly that our community should not be divided as part of the redistricting, and we would ask that our request be considered. Also-- before this letter is sent, we should pole the Republican & Democratic Town Committees - and if we could get agreement among the Town Committees & the BOS this would present a very unified position, and we could include this info. in our letter to Rep. Keverian.

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to announce to the press & place an ad in the Newsweekly indicating that anyone interested in applying for the position of Town Counsel should forward a resume to the Selectmen's Office prior to Dec. 10, 1976.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:50 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held Dec. 6, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, AA was also present. Mr. Hart, Chairman, called the mtg. to order at 7:30 PM.

Presentation of the Freedom Shrine to the TOC by Exchange Club

Prior to the opening of the meeting, Mr. Ernest Herrman of the Exchange Club formally presented the Freedom Shrine to the Bd. of Sel. for the Town of Chelms. A photograph was taken of same in the hall on the 2nd. floor of the Town Hall where the Freedom Shrine will hang in order that the public may view same.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Sel. Mtg. held Nov. 29.

Mtg. with Mr. Pick re-schd. for Dec. 13

Mr. Hart announced that the 7:35 scheduled mtg. with Ronald Pick has been rescheduled at Mr. Pick's request until Dec. 13.

Board Members' Reports

Mr. Lovering & Mr. Hart reported on mtgs. they held with Edward Redstone, Pres. of the First Bank & Trust Co. re: Fiske Property. The Pres. has signed a Purchase & Sale Agreement for the Fiske Property and he has discussed preliminary plans for that area with Sel. Lovering & Sel. Hart. In 2 wks., Mr. Redstone may

Board Reports continued

discuss his plans with the BOS at a Public Mtg, when more definitive sketches, etc. are prepared. Basically, the area of the house would be restored to its original condition. The area between the Fiske Prop. & the bank would be an entrance to a parking area along the property. Restrictions from the Bd. of Appeals & Chelms. Hist. Dist. Comm. & Cons. Comm. will, of couse, have to be met. 135 to 150 parking spaces will be developed on a 2 or 3-story level, with trees, etc. 35 parking spaces would be needed for bank employees, and the balance of the parking spaces would be available, free of charge, to the Townspeople for their use. Also, Mr. Redstone envisions an exit or entrance on Billerica Rd. - 1-way. He can hold a joint mtg. with Storch & his engineers at a later date re: traffic pattern in Central Sq. area. He is willing to float monies to the bus. comm. in the area at 4% to restore the offices in Cent. Sq. to their original, colonial design- which he will allow the BOS to determine - this would be a substantial renovation of the Center bldgs. He does not anticipate using the Fiske House for 5 yrs, but he will hold an option open for himself to use it at that point in time for offices, etc. Mr. Hart stated that Mr. Redstone is proposing drive-up windows, which he feels would improve flow of traffic in the center. Mr. Murphy stated that the City of Newburyport received a HUD Biennial award for restoration of their downtown area, and Mr. Murphy has a standing invitation from the Mayor for any Bd. member to view same - perhaps the Town Planner could go to Newburyport and view their project & meet the Com. Dev. Director there; after he has viewed it, perhaps the Bd. could view it with Reps. of the Chelms. Bus. Assoc. & Mr. Redstone. Mr. Hart proposed that Mr. Redstone meet with the businessmen in the Sq. after he meets with the BOS, to discuss his plans with the businessmen & to get their input regarding his proposals. We need the cooperation of the businessmen in the Sq. On Dec. 7 Mr. Hart will speak at a mtg. of the CBA, and he will advise them of Mr. Redstone's plan, on behalf of the Board, as the Bd. supports Mr. Redstone's proposal.

Mr. Lovering reported that on Dec. 8 there will be a meeting of the EAC with the last 4 or 5 candidates re: their proposal re: recycling & waste disposal for the Town. Mrs. Haines advised Mr. Lovering that she has requested the Pl. Bd. to meet in the outer hall, (no other mtgs. have been posted for that evening) in order that the EAC fact-finding mtg. can be held in the Sel. Mtg. Room.

Unfinished Business - Ambulance Report by Darryl Courtenay, Intern

The Bd. discussed the Ambulance Report furnished by Darryl Courtenay, Intern in the Selectmen's Office. The Board agreed that the report was quite thorough and well written. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to note the author's name on the cover of this report, and to forward a letter to Mr.Courtenay commending him on the report.Mr. Lovering commented that he hopes that the Tn. will continue to realize the benefit of cost/benefit analysis on all future projects. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan.voted to go on record as a matter of policy that in accordance with the recommendations contained in the Amb. Report, the Bd. will continue to award ambulance contracts to private firms as a result of cost/benefit analysis.

The Bd. discussed a Street Acceptance Report submitted by Robert Flynn, Town Planner. Mr. Currier stated that unless we change our procedure re: street acceptance, that is, unless we hold some bond money until after a st. is accepted at Town Meeting, the same problems we currently have with st. acptns. will continue.Mr. Lovering stated that under the new Planning Bd. procedures & with the new Pl. Bd. Engineer, new streets to be accepted have to meet many requirements and a portion of the problem may be resolved in the future, by enforcement of these astringent rules. Mr. Palmer stated that he feels that the Pl. Bd. & BOS should place an article in the ATM Warrant after a st. is completed for that st's. acceptance and not more than 1 tn. mtg. should pass before the st. is placed on the warrant for acptns. Mr. Murphy stated that we are still awaiting an opinion from Town Counsel re: st. acptns., which we requested almost one year ago. The Bd. agreed to forward this report to the Planning Bd. for preliminary review, advising them that we are awaiting a Legal Opinion regarding same from Town Counsel; and request the Legal Opinion from Town Counsel, then we can schedule a joint mtg. when we have the data. The Bd. agreed to complement Mr. Flynn on his report, as there are some good procedures in it, and some good ideas concerning the problem of street acceptance.

Unfinished Business continued

At 8PM Chairman Hart opened the Public Hearing for the renewal of North Chelms. Auto Parts, Inc. Class III Auto Dealer's License. As Mr. D'Angelo, Pres. was not present at this time, the Bd. unan. voted to recess the hearing for an undetermined amount of time on a motion by Mr. Currier, seconded by Mr. Lovering.

Public Hearing Class III ADL Renewal recessed

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to adopt the AA's consolidation of the Board's policy statements re: budgets, which is as follows: 1) no new personnel will be supported; 2) no new services will be supported (if it is deemed necessary to request new programs or services, these items should be shown specifically & a complete description of same shd. accompany the budget request); 3) no new equipment will be supported unless there is an extreme need (Police Dept. cruisers, etc.); 4) as estimated inflation factors, 7% shd.be used for material escalation & 10% for fuel; 5) no CETA positions will be converted to Town positions during the life of the CETA Program...will consider only a limited conversion of positions when CETA ends; 6) each Dept. Head will be prepared to explain each line item contained in the budgets when reviewed by the Sel; 7) for the purpose of salaries, use existing rates until negotiations are complete. Mr. Currier stated that he does not feel that a figure should be set for inflation factors - he further stated that he intends to watch very closely the figures which the Dept. Heads submit for their budgets, to see how close they are to the suggested 7% & 10% inflation factors for material & fuel.

Unfinished Business continued

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advise Michael Jamgochian that we do not intend to sell the 3 parcels of land near Crystal Lake, which he had previously requested to purchase in an article in the 1976 ATM Warrant.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to renew Common Victualler Licenses for bakeries & doughnut shops (4); ice-cream stand only (1); Common Vict. Licenses only: 1-6 & 8-18 for restaurants & drive-ins; weekday ent. licenses & common vict. licenses (2); Thearte License for Chelms. Theatre Corp; and Auctioneer Licenses 1-13. Mr. Currier omitted 1 auct. lic. for Geo. Dupee, as he requested a separate vote on this as he & Mr. Dupee are related, and he omitted Cinema-Realty Corp. common vict. & theatre licenses from renewal as they have not paid back taxes. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was voted 4 - 0, Mr. Currier abstained, to renew Auc. Lic. for George Dupee.

License Renewals

Item 7 - Board discussion - the Board agreed to forward this corres. to the Rec. Comm., as they had been requested to advise the Bd. of their disposition re:use of West Fire Station some time ago - this info. is requested within 2 weeks time, as the Bd. will hold on any action regarding Mr. Wilson's request, until receipt of response from the Rec. Comm.

Corres.Sum.

Item 10 - Board discussion re: request from Girl Scouts to hold bake sale/Xmas Fair at Grange Hall -On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to 1) endorse use of the Grange Hall for the bake sale/Xmas Fair & direct the Girl Scouts to obtain a permit from the proper authority (Bldg. Insp); 2) request Mrs. Thompson to advise the Bd., in writing, of the Girl Scouts acceptance or non-acceptance of the Rules & Regulations for use of the Hall as voted by the BOS & request Town Counsel to draw up a lease prior to 12/11/76; 3) limit use of the Grange Hall to the 7 organizations which orig. applied for use of same

Corres.Sum. continued

as the Bd. would like to be advised of who or what organization is using the Hall-the Bd. will have the final approval of which organizations will be allowed to use the Grange Hall, as outlined in the Rules & Regs. - the Girl Scouts can advise the BOS when they receive a request from an organization to use the Hall.

Public Hearing: No.Chelm Auto Parts, Inc. Class III Auto Dealer's License Renewal

Mr. Currier moved that the Public Hearing re: renewal of Class III Auto Dealer's License to Charles D'Angelo-No. Chelmsford Auto Parts, be opened. Mr. Hart advised Mr. D'Angelo that in the future, he should plan to be more prompt for scheduled hearings, as he has been tardy for two consecutive years for the Public Hearings. Mr. D'Angelo apologized - all return receipts were received. No abutters were present in favor or opposed to renewal of the license. Mr. D'Angelo stated that in the coming yr. he plans to tear down the present structure & build a metal bldg. on the premises on Sleeper St., the Bd. directed him to contact the Bldg. Insp. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to renew Class III Auto Dealer's License for North Chelmsford Auto Parts, Inc.

Corres. Sum. continued

Item 11 - On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan.voted to deny the request rec'd. from the Bd. of Health to use the portion of the Emerson House which is now used by the elderly as a new location for their lab. facility.

Item 31 - letter rec'd. from HUD re: applications for Section 8 Existing Housing Programs - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to take no action on this corres. and to forward same to the Housing Authority, as they are the appropriate body to whom this corres. should be directed.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum.as amended & include same in the minutes of the meeting by reference.

New Business

Mr. Currier advised the Bd. that he personally viewed a problem which was brought to his attention re: a section of Mill Pond. The dam on the Green property had been opened over the weekend, and the Pond from Boston Rd. to Mill is nothing but a brook at this time. Mr. Currier thought that at some point in time a high water & low water mark was established through the Cons. Comm., and that some time ago an agreement was written in Olde English between the Tn. of Chelmsford and the owner of the mill at the end of Mill Pond which stated that the owner of the mill would have repairian rights, and in exchange for those rights, he would cut wood at a set price. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to request the Cons. Comm. to advise the BOS if, in fact, high water & low water marks were ever established for the pond, and if so, when were they established; and request that Town Counsel advise us if the basis that the Town has granted the owner of that property the repairian rights was that the owner would cut the wood at a set price - if this is the basis of the agreement, is the owner compelled to cut the wood at that price; and ask Town Counsel if we can get those rights back, either if he has not been cutting the wood, or not cutting it at the agreed price, or, if the Board decides that they want to have the rights back. Mr. Murphy stated that some time ago we wrote to the Cons. Comm. & advised them of a violation of the high water/low water marks -we have not heard from them to date regarding this violation.

Mr. Palmer asked whether or not the sidewalk on North Rd. has been completed. Mrs. Haines advised him that it will not be completed until the Spring.

Mr. Murphy reported that Pres. Ford recently signed a Public Employee Unemployment Act which goes into effect Jan. 1, 1978, requiring communities to pay for unemployment ins. for the public sector. We have no details i.e., how does one go about purchasing this ins., or how much will it cost us. The law indicates that one can either pay some ins. program or the State Dept. of Emp. Securities

New Business continued

to bill us later. We have involvement with our Town employees & with the Unions, and School Dept. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to advise the Town Acct. to research the law & inform the Bd. of his recommendations re: how the items should be handled, in terms of whether or not the community ought to let the State pay the costs for benefits, and we would reimburse them; or whether we should get the insurance, and also ask the TA how it should be covered under the line item budget--what depts. it should occur in. This info. is requested prior to Jan. 1 - Mr. Murphy left copies of some info. regarding this Act which we can forward to the TA for his review.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to ask the Pol. Chief to have specs. drawn up for "no parking" on Proctor Road in the vicinity of the Grange Hall.

The Chairman appointed Mr. Currier as liason between the Girl Scouts and the Board, as Mr. Currier volunteered to act as liason re: use of the Grange Hall.

Mr. Murphy asked Mrs. Haines when the budget sessions will be scheduled. Mrs. Haines advised the Bd. that Mrs. Hughes was supposed to bring the Fin.Comm's. schedule in today, but she did not bring it and did not advise Mrs. Haines as to when she would bring it - the Board agreed to schedule the meetings on two Saturday mornings in January - perhaps Jan. 8 and Jan. 15. Mrs. Haines will leave a note in the signature folder with the dates, and the Bd. will sign indicating the dates when they can attend same.

The Joint Legis. Office of the Mass. Sel. Assoc & MLC&T are suggesting that towns place an article(s) in their ATM Warrants which would instruct their reps. & senators how to act on certain legislation - Mr. Murphy will place info. regarding this suggestion & sample drafts in the folder for ATM articles which will be considered by the Bd. for inclusion in the warrant. Mr. Lovering stated that we have excellent cooperation from our reps. re: our positions on major issues, and it may not be necessary to place articles regarding these positions in the ATM warrant, but he agreed that in some instances, there has been a lack of discussion on the local level on some of the issues.

Mr. Murphy asked if the Bd. of Selectmen will have opportunity to voice their input re: specific positions or projects for Title IV of the CETA Program. Mr. Lovering stated that he would like to reserve the right to make a decision after he sees what the priorities are in the community as a whole. Mrs. Haines will establish a date by Dec. 20 re: work session with Jerry House to discuss CETA. The Bd. agreed not to make a decision on the projects until after this work session is held.

Mr. Murphy stated that last year we invited our legis. reps. to a mtg. to discuss what the municipal program was & what their packages were. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to authorize Mr. Murphy to contact the reps. & sen. & provide them with a copy of the municipal pkg. soliciting from them, in writing, a copy of the bills they filed, and when all this info. is received, another mtg. with them will be scheduled, perhaps in Jan.- when Mr. Murphy forwards them the mun. pkg., he will indicate that it comes from the MLC&T or MSA, not from the BOS. Mr. Murphy will also provide them with a copy of the articles on the MSA warrant & request that they give us their position in writing regarding same prior to their mtg. with the BOS in Jan.

Mr. Murphy requested that the Bd. hold a mtg. with the Chelms. Bus. Assoc., on a different evening than the mtg. with our reps., to discuss any matters they would like to address to the Bd. or any matters the Bd. would like to address to them - a Bd. member should be assigned to draw up a defined agenda of what will

New Business continued

be discussed at this meeting. Mr. Lovering stated that Mr. Wilkins would like to invite the entire BOS to one of the CBA's mtgs., and he stated that perhaps this yr. we could use that mtg. as a vehicle for the exchange. Mr. Murphy feels that it is appropriate that we make the initial offer. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to offer to meet with the CBA in January, or accept any alternate offer for this mtg. from them.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to request the Hghy. Supt. to take action to insure that the white markings on the streets are renewed on every street on which they were painted last year--Mr. Lovering informed the Bd. that the marking (white line) painted on Westford St. around Academy and Worthen Streets, for safety purposes, has faded, and he requested that it be repainted as soon as possible by the proper dept.

Mr. Lovering stated that last week at the Special Town Mtg. on Dec. 3 he indicated that he thought the Emerson House was built in the early 1900's. He corrected himself, as after researching the matter, he discovered that it was built, approx. in 1840 - he left some data re: history of that property for our office file on the Emerson House.

Mr. Lovering stated that at the Bd's. open session with the public from 7PM to 7:30 PM, Mr. Bauch advised him of a letter he rec'd. from his attorney re: his problem with sewerage on his property (50 Clinton Ave.). There are 2 issues here - one is hopeful assistance from the State Dept. of Public Works re: opening up of some drains to allow the flow to go away; and the other is the Chelms. Bd. of Health may do some investigatory work to determine whether or not there is some flow coming in to this community that is of questionable origin & which is polluted. Mr. Lovering requested that this corres. be placed on the corres. sum. for the next Sel. Mtg. for a formal vote, as some of the Bd. members have not had an opportunity to read same, and feels that the AA's recommendation on same should be to ask our State Rep. to assist us, as well as our own Bd. of Health & Mr. Rondeau to get those readings identified - this was put in the form of a motion by Mr. Lovering, seconded by Mr. Currier & unan. voted by the Bd. It was agreed to request Mr. Rondeau's response prior to the Dec. 13 mtg., as Mr. Bauch stated that his opinion regarding this problem differs from Mr. Rondeau's opinion.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to request a report from the School Comm. on the status of the use of the Highland School - there has been concern from residents re: nature of the program at the school; problems associated with the program; what organization is using the school; & under what arrangement with the School Dept. the school is being used--Mr. Lovering would like to know if the School Comm. is satisfied that the bldg. is being maintained in the same manner as when the bldg. was used by them in the past.

Mr. Lovering stated that he is concerned about the results of testing data provided by the State concerning salt - results indicate that in North Chelms. & in the Center area (1 instance) salt content is substantially higher than what is recommended by the American Heart Assoc. as a standard for sodium content. The recommended standard is 20 parts per million - in North Chelms. most of the wells do not meet that - in the Center there is one well which has 90 parts per mil. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to correspond to the North & Center Water District Commissioners asking them if they share the same concerns as the Bd. re: salt content, and ask them what their plans are to conform to this standard, because the State has indicated that this standard is to be adhered to throughout the State. Re: salt coverage - on a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to request the Bd. of Health & Supt. of Sts. to meet this week to determine whether or not there is a quick, intermediary solution that we can take to meet the basic intent of

New Business continued

the State Statute re: covering of salt (on North Road) - their recommendations are requested prior to the next Sel. Mtg. on Dec. 13, as the Board would like to discuss same at the mtg., and would like to have the benefit of the outcome of this mtg. prior to discussion on 12/13. Mr. Murphy rec'd. some info. at the Nat. League of Cities Conf. he attended this past week in Denver re: salt - by wetting salt before it is applied, the amount of salt to be applied can be reduced by 30%, and it holds no ice build-up. Perhaps this could be looked into for Chelmsford. Mr. Hart stated that he thinks that it would be wise for our Fin. Comm. to view the salt storage sheds in Westford to note the quality of the salt in the sheds vs. quality of salt left outside. With regard to Mr. Lovering's motion re: corresponding with the No.& Center Water Commissions, Mr. Lovering stated that he does not consider his motion as meddling in someone else's business, because he feels that he has an obligation in the community to force that issue, and if he is criticized, he is prepared to accept the criticism.

D.Courtenay's Internship Concluded

Darryl Courtenay, Intern working in the Selectmen's Office, informed the Board that this meeting concludes his internship in the Selectmen's Office. He thanked the Board for granting him the opportunity to perform his internship in the Sel. Office, and thanked Mrs. Haines, Miss Towle & Mrs. Barlow for their help during the past two months. Mr. Hart stated for the record on behalf of the Board that it has been a pleasure having Darryl work in our office. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to forward Darryl a letter commending him and thanking him for the work he has performed for the Selectmen's Office; and to request the AA to develop a list of Darryl's accomplishments during his internship for his school records, personal file, and for the Selectmen's Office file.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 8:55 PM.

For the Board of Selectmen, by

Bonita Towle

Regular meeting of the Board of Selectmen held December 13, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, Adm. Asst., was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Members Present

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held December 6, 1976.

Mtg. with Ins. Sinking Fund re: vacancy

A joint meeting was held with the two remaining members of the Insurance Sinking Fund - Raymond Reynolds and Kenton Wells were both present. This mtg. was held to fill the vacancy on the ISF caused by the resignation of Eustace Fiske. Mr. Hart asked for nominations - Mr. Reynolds placed the name of Lillian Stott in nomination; Mr. Murphy placed the name of Homer Jones in nomination. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to close nominations. A poll vote was taken as follows: Mr. Reynolds - Mrs. Stott; Mr. Wells - Mr. Jones; Mr. Currier - Mrs. Stott; Mr. Palmer - Mrs. Stott; Mr. Murphy - Mr. Jones; Mr. Lovering - Mr. Jones; Mr. Hart - Mrs. Stott. Mrs. Stott was appointed as she had four votes and Mr. Jones had three votes. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to make the vote to appoint Mrs. Stott unanimous. Mr. Murphy asked Mr. Reynolds & Mr. Wells what the total dollar figure in the Sinking Fund is at present - it is $105,379.82. Mr. Murphy asked the members of the ISF if they feel that the ISF should be abolished & the money in same be returned to Free Cash - they feel that it should be abolished. On a motion by Mr. Lovering, 2nd by Mr.Murphy it was unan.voted to place this on the list for consideration as an article in the ATM Warrant -an article could be developed authorizing the BOS to file Legis. to abolish the ISF, and to re-direct SF monies to the Treasurer.

Mtg. with R. Pick, American Ambulance re: funding & purchasing equipment

The Bd. met with Ronald Pick of American Ambulance re: funding & purchasing equipment. Mr. Pick advised the Bd. that he spent some time at an EMS Seminar, and he was made aware of several ways in which the Town can apply for federal funds for ambulances & reimbursement for same. Pat Clare at EMS in Boston stated that it is perfectly legal for a city or town in Mass. who has a contract with a private contractor for ambulance service, to get a vehicle under Federal funds & lease it to the contractor. It is 50% reimbursable. Mr. Pick also stated that Mr. Jeff Harris, 600 Washington St., Boston, should be contacted re: funds for ambulances for cities & towns, which are donated. He also stated that federal funds are available for the 'jaws of life' which are 100% reimbursable, to get more info. on this we should contact EMS in Boston; also, HUD funds & Community Development funds should be looked into, as well as HEW. The funds are not only to reduce ambulance costs, but they can also be used for rescue trucks & respirators, etc. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to instruct Mr. Flynn & Mr. Alexion to jointly investigate the above info. re: ambulance & funds for same, and furnish the Bd. with a report on same, and request that the Fire Chief review the data re: jaws of life, utilizing the sources which Mr. Pick mentioned, and report back to the Bd. as to whether or not he feels that we shd. apply for Fed. funds for the rescue truck.

Mtg. with reps. from NMAC re: IPA Mgment Proj. & communications

A mtg. was held with officers & staff of NMAC to discuss IMP Mun. Management Project & communications in general between the BOS & NMAC. Joseph Hannon, Exec. Dir. of NMAC was present as well as the following persons: Michael Rea; Paul Davies; Ed Morris; George O'Meara; Mike DeJano; & Richard LaCourse. The Board and officers of NMAC discussed at length their feelings re: communications & services provided by NMAC to the Town. Mr. Currier was commended on being a very dedicated representative to NMAC. The Bd. reiterated its comments re: Local Growth Policy Statement. Mr. Rea explained that NMAC was also unhappy with the mandates placed on review of the statement & on the number of copies made available for the cities & towns for review. Mr. Currier stated that he feels that the forum of the NMAC meetings is worthwhile. Mr. Hannon stated that Chelmsford has the same vote, or the same chance to voice its vote, through its rep. as the other cities & towns in the commission. Mr. Rea stated that his suggestion that the reps. to NMAC become elected, rather than appointed, was made in order that the cities & towns could be better represented at the mtgs., as often times the appd. reps. have other mtgs. to attend, and also, they would be more apt to devote more time to the mtgs. & business conducted at same. Mr. Hannon stated that with regard to redevelopment in Central Square - i.e. eligibility for funding for architectural fees, etc., and Com. Dev. Block Grant money is available for this type of project - NMAC will look into this & economic development and get back to the Bd. Mr. Lovering commented that the members of the NMAC staff who attended a mtg. with Mr. Lovering in Boston some time ago re: traffic, were quite helpful & contributed greatly to the success of the meeting. Mr. Hart thanked staff & officers of NMAC for attending the mtg., and he stated that sometimes constructive criticism is construed by the press as non-support of NMAC by the Bd.

Board Reports

Mr. Currier reported on a mtg. he attended last Friday at Civil Service in Boston. Chief Counsel for Civil Service - Mr. Burrill, met with Mr. Currier, Chief Germann, Captain Campbell & Town Counsel Clement McCarthy. Three items were addressed. One concerned a returning officer, who left the Police Dept. who wants to be re-employed by the P.D. Mr. Burrill from Civil Service suggested that if Mr. Harvey resigned as an Intermittant Officer he could be re-appd. as a regular Police Officer at any time - should an opening exist and should he be the choice of the appointing authority. The recommendation from Mr. Burrill & our Town Counsel was that Mr. Harvey should employ counsel in this matter, as some law interpretation would be necessary, and also some questions about what Mr. Harvey, personally, should do. The opinion rec'd. from Mr. Burrill was different from the Chief of Police's opinion regarding this matter, however, there was some confusion, and Mr. Burrill requested that we request a written answer on this question from his office, in writing, as no stenographer was present at the mtg. The next subject addressed was re: Intermittant Officer Popplewell. Mr. Burrill stated that if Mr. Popplewell's comments are true, he perhaps should have been appointed from the last list. When the new Civil Service list arrives for Chelms., and if Mr. Popplewell's name is not the 1st. name on the list, he shd. request a hearing at the Commission. Their records are incomplete, and they (Civil Service) do not have a birth certificate for Mr. Popplewell - Mr.Burrill stated that Civil Service has had many cases of lost birth certificates. The file on Mr. Popplewell consists of a small card only, which contains only a few lines of info. on Mr. Popplewell. Mr. Burrill explained that as Civil Service has been in the process of moving its office & files, more info. on Mr.Popplewell may exist in other files in another location. Re: withdrawal from Civil Service, Mr. Currier suggested that a mtg. be scheduled with Mr. Kountze, Personnel Administrator of Civil Service, to discuss the pros & cons of Civil Service - a written request must be sent to Mr. Kountze or to his rep. to schedule such a mtg. The Bd. agreed to request, in writing, a formal response from Mr. Burrill re: Int. Off. Harvey & Int. Off. Popplewell, and also agreed to request, in writing, that Mr. Kountze schedule a mtg. to discuss Civil Service. Mr. Currier did not discuss the manner in which a person's name is placed on the Civil Service List with Mr. Burrill, as this is Mr. Sexton's field, and Mr. Currier suggested that we request a formal written answer from Mr. Sexton regarding this question. Mr. Sexton was not present at the mtg. on Dec. 10. Mr. Murphy stated that he is quite disturbed that we have had a vacancy on the PD for a few months, and it has taken so long to finally get an answer, which was clear in the law, and it was mis-interpreted locally, causing much expense & loss of time in getting answers re: re-instatement of an officer. Mr. Murphy suggested that we notify Mr. Harvey of Mr. Burrill's verbal comments & suggest that he or his counsel contact the Civ. Serv. Comm. and get whatever answers they need, and communicate back to the BOS with their findings. Mr. Murphy would like to schedule the appt. for the Sel. Mtg. on Dec. 20 or Jan. 3. Mr. Lovering moved that Mr. Harvey be re-instated on the Chelms. Police Dept. contingent upon his resignation as a Permanent Int. Police Officer prior to the Bd's. re-appointing him to the Chelms.PD, Mr. Murphy seconded this motion. Under discussion, Mr. Hart stated that by re-appointing Mr. Harvey, we would be able to cut down on some of the overtime in the PD. Mr. Palmer stated that currently there is a case pending re: a Bd. of Sel. appointing an officer whose name does not appear on the current Civ.Serv. List - and the case is being challenged, and Mr. Palmer stated that if we make an appt. similar to the case mentioned above, it would only cause more unrest in the PD and could cause problems for the Town in the future. Under discussion, Mr. Currier asked for a hold for 7 days, which the Bd. usually grants to a Bd. Member as a personal privilege. Mr. Hart stated that the Bd. has discussed this appointment in its entirety many times in the past and he sees no reason to hold any longer on this appointment. Mr. Palmer felt that we should vote firstly, to deviate from our usual practice re: appt. of police officers, and secondly,we should vote to request a written recommendation from the Police Chief, in view of the fact that this appointment is of a different nature than previous appointments. Mr. Currier stated that we have no written opinion either from Mr. Burrill or from our own Town Counsel re: the legality of the Bd's. appointing Mr. Harvey in the above manner, and Mr. Currier would like to have a written opinion before he votes on an appointment of this nature - therefore, he requested the 1-week hold on the appointment. Mr. Lovering stated that if Mr. Currier would like him to add to his motion that the appt. be made contingent upon a written opinion from Town Counsel indicating that this is legal, Mr. Lovering would be more than happy to add same to his motion. Mr. Currier would not accept this. Mr. Lovering, although he is opposed to Mr. Currier's request for a 1-week hold, withdrew his motion and conceeded to Mr. Currier's request, as the Board works together, and he would hope that Mr. Currier would do the same for Mr. Lovering if so requested, in the future. The Bd. agreed to request a written opinion

Board Reports
continued

from Town Counsel re: the legality of the Board's re-appointing an officer to the Chelms. PD, in view of all the circumstances surrounding said appointment - the opinion is requested prior to the Dec. 20 mtg. of the Board, in order that the appointment may be made at that mtg.

Mr. Lovering reported on progress re: EAC meetings with companies who are submitting proposals for recycling & waste disposal for the Town. The EAC has already determined in their discussions with Mr. Lovering to date that they do not believe that incineration is the solution to Chelmsford's problem. They are pursuing the sanitary landfill with a recycling program as the solution. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to authorize Mr. Lovering to communicate to the 6 or 7 companies who have furnished proposals for incineration in Chelms. that the EAC has determined that they will not pursue the subject of incineration as the solution to our problem at the present time, and if they should decide to reconsider incineration, the companies will be contacted.

Adm. Asst.
Reports

Mrs. Haines advised the Bd. of a mtg. held with Ralph Parlee & Town Counsel re: the Sheehan Property, which was held a few weeks ago. Town Counsel recommended that the Bd. determine from the Bd. of Assessors the valuation & taxes of the property, and both Mr. Parlee & Mr. Koulas could pay half of this cost yealy, and he suggested that both men be given caretaker status of the property. This proposal was submitted rather than a lease agreement. Mr. Hart stated that he feels that the men should only have to pay the taxes on the portion of the land which they use, rather than on the entire property. Taxes amount to $1,372 for the property. The Bd. agreed to request a written opinion from Town Counsel re: the above. Mr. Koulas did not care to attend the mtg. The Bd's. comments on this subject will be forwarded to Town Counsel - as the Bd. would support the normal rental price on property such as this.

Mrs. Haines furnished the Bd. with the changes of the negotiator & union on the Police Dept. R & R submitted by the Mass. Pol. Institute, and requested that the Bd. review same & furnish her any comments they have regarding the changes this week, in order that they may be forwarded to the MPI for incorporation in the Rules & Regulations. This will be on the agenda of the Dec. 20 mtg. for a vote by the Bd. on their approval or disapproval of same.

Dept.Head
Reports

Mr. Hart read a letter from Chief Germann re: leaks in the old portion of the roof at the Police Station. The Chief enclosed 3 bids which he rec'd. for repair of the roof & recommended that the bid be awarded to Lagasse Roofing (high bidder) as they will do more extensive repairs than the other 2 bidders proposed. Mr. Lovering stated that he feels that this is not the correct way to do Town business. Mrs.Haines advised the Bd. that the Purch. Agent did not have the time to get the quotes, therefore, she advised the Chief to obtain them himself as the work is of an immediate nature. The Bd. agreed to advise the Purch.Agent to go out for bids for repair of the old portion of the roof and for replacement of the old portion of the roof - bids will be opened by the BOS on Dec. 20. Also, the Bd. agreed to request the Bldg. Insp. to view the damage at the PD & advise the Bd. of his opinion as to whether the roof should be repaired or replaced in the old portion - this is to be done asap.

Unfinished
Business -
Appointments

Town Counsel
Appointment

Mr. Currier moved the appointment of Atty. James Harrington as Town Counsel. Mr. Hart stated that 4 persons have applied for this position - Mr. Lovering requested that all persons who applied for the position be considered in nominatio
The Bd. agreed not to hold interviews, as they are familiar with all 4 applicants. The Bd. met with Town Counsel on Sat. morning & he stated that he will be more than happy to sit down with the new Town Counsel to review cases & answer any questions, and then he will meet with the Bd. to discuss any cases which they will have to handle jointly. The Bd. agreed that the new Town Counsel's rate

Unfinished Business continued

is not to exceed the rate charged by Mr. McCarthy. Town Counsel informed the Bd. that in the future the Bd. may wish to establish some small stipend which would be built in to the budget for Town Counsel Expenses (i.e. secretarial service, stamps, stationary, etc.) which would be approx. $1,000 or $1,500 which would be a line item in the budget. Mr. McCarthy stated that he would be willing to speak to the Fin. Comm. advocating this idea, and explain to them his reasons for suggesting same. The Bd. agreed to have the names of the applicants read into the record. They are as follows: James Harrington; Charles Zaroulis; Joseph Shanahan; and Edward London & Joseph Courtney. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to consider all 5 names in nomination. Mr. Hart polled the Board and the poll was as follows: Mr. Currier-Mr. Harrington; Mr. Palmer-Mr. Harrington; Mr. Murphy-Mr. Harrington; Mr. Lovering-Mr. Harrington; Mr. Hart-Mr. Harrington. Mr. Harrington was unan. appointed as Town Counsel. Mr. Lovering stated that at the mtg. on Sat. it was agreed that some transition period would be necessary, and that some cases which are almost at completion will continue to be handled by Mr. McCarthy, and it would make sense to transfer new cases which have been assigned to Mr. McCarthy to Mr. Harrington. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to request Atty. Harrington and Atty. McCarthy to meet jointly, and develop a proposed transition program which would be subsequently be approved by the Board of Selectmen.

Town Counsel Appointment

Mr. Currier moved the appointment of Chadbourne Ward to the Council on Aging - Mr. Ward was unan. appd. to the Council on Aging. He resides at 270 Littleton Rd.

The Bd. agreed to hold on appointments to the Home Rule Adv. Comm., as the only applicant on file had applied for appointment in 1975, the AA will contact her to determine whether or not she is still interested in serving. The Bd. agreed to ask members of the HRAC if they have any requests for appointment to the HRAC on file.

Correspondence Summary

Item 1 - Mr. Murphy did not wish to change the AA's recommendation, but he requested that we request Mr. Hogan's report within 2 weeks time with his disposition on this matter.

Item 2 - Mr. Lovering stated that he does not feel that Dr. Rivard's response re: school's housing programs over the next 5 yrs., is acceptable. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to advise Dr. Rivard & the School Comm. that the Bd. wishes to be advised of their housing plan & we want them to take a position on this issue based upon the best data they have available, as we cannot postpone this issue any longer.

Item 6 - letter from Jas. Geary, Esquire, re: his clients' position not to voluntarily grant any easements over their property on Fairbanks Road - On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to advise Mr. Bienvenu that based upon Mr. Geary's letter, the Bd. would like to approve the project without the 3 easements and the Bd. would instruct Mr. Bienvenu to furnish a plan with the easements that the Town will take on it. Also, the Bd. agreed to ask Mr. Bienvenu when the project will commence. Mrs. Haines will advise Mr. Murphy of the dollar figure for this project this week.

Item 11 - The Board requested the AA to contact Mr. Rondeau on Dec. 14 to ask him to clarify his comments re: snow plowing the sidewalks, as they were not certain of his interpretation.

Item 14 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to contact the Bd. of Registrars & request that they recommend a rep. to the Comm. of Census users in the greater Lowell area.

Item 17 - Mr. Murphy asked the Bd. of the legality of allowing a liquor estab-

Corres.Sum. continued

lishment to remain open after its usual closing hours. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to grant approval to the Chelms. Country Club to remain open until 1:00 PM on New Year's Eve, Dec. 31, 1976.

Item 18 - Board discussion - Mr. Currier advised the Board that he contacted Mrs. Thompson re: corres. received from Atty. Wm. Dalton, Counsel for the Merrimack River Girl Scout Council, Inc. This letter is a standard legal disclaimer from the Mer. Riv.G.S.Council from any liability to the Grange Hall. After discussions with an attorney, Mrs. Thompson was advised that her group should set up an organization - they have set it up and it will be called Girl Scout House of Chelms., and they are in the process of developing a Board of Directors & officers who will sign the lease for use of the Grange Hall. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to accept this corres. from Atty. Dalton.

Item 19 - On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to forward a letter to the State DPW, with copies of the letter to our Reps., requesting that the State take corrective measures to alleviate the drainage problem on the Bauch's property at 50 Clinton Ave., and request that the State advise us of the commencement date of when the work will be performed.

Item 23 & Item 29 - letters from the Chelms. Community Band (23) and from the Chelms. Art Society (29) re: appointment to the Town-Wide Cultural Committee. Mr. Murphy stated that he has no objection to expanding membership on the committee, in order that many Town organizations may be represented on the comm. Mrs. Geary stated that when the comm. was originally formed, it was intended that the membership on the comm. could be expanded after some ground rules were established re: representation. All culturally-oriented organizations in Town will be invited to have reps. on the committee. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to advise Phyllis Howard of the Chelms. Com. Band & Joyce McKenzie, CAS President & the Choral Society, to forward the BOS with the names of a rep. of each of their groups whom they would like to have appd. to the TWCC - and we will advise them that the rep. should not be an officer, but rather a member of rank and we forward them with forms for request for appointment to the committee.

Item 26 - Board discussion - letter from Mrs. Christine Maniscalco, Mgr. of the Fisherman's Galley requesting that the BOS to grant them a temporary permit to install tables & chairs in their take-out restaurant. The Bd. agreed to advise Mrs. Maniscalco that it is not under their jurisdiction to change the zoning bylaws. Mr. Lovering went on record as stating that the Fisherman's Galley is supporting the law and they should be congratulated by the entire community for the stand they have taken. The Bd. agreed to advise Mrs. Maniscalco that every effort will be made to insure that all stores in that area abide by the zoning bylaws. On a motion by Mr. Currier, seconded by Mr. Palmer it was unan. voted to advise Town Counsel to ask the judge for a speedy trial & a priority decision re: the Deli, as this is causing a hardship on all stores in that area.

Item 27 - Mr. Lovering took exception to Mr. Dempster's comments re: operating procedures from the BOS re: bids & the matter of conflict of interest.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Sum. as amended, and to include same in the minutes of the meeting by reference.

New Business

Mr. Hart furnished each Bd. member with a copy of a letter from Southwell Combing stating that they wish to withdraw their application for increase of gas. storage at Southwell Combing. The Bd. agreed to forward a copy of the letter

New Business continued

to the Fire Chief & request that he furnish his comments prior to Dec. 20, as Dec. 20 was the scheduled date of the Public Hearing re: this increase in gasoline storage.

Mr. Currier informed the Bd. that he has been contacted by Mr. John Carlin of 8 Porter Road re: a dog hearing which was held some time ago - at present, the dog is causing problems for the neighbors again. Mr. Currier requested that this hearing be re-opened as soon as possible.

Mr. Palmer was asked to serve on the MVHPC - he suggested that this be discussed at the next Mer. Valley Sel. Assoc. mtg. and that a nomination be made at that mtg. In the meantime, he will submit his own name, until the Sel. Assoc. submits a nomination at its next mtg. Also, he requested that Mr. Slusher speak at the MVSA Mtg.Mr. Lovering informed Mr. Palmer that he should contact Jim Micelli to schedule Mr. Slusher as a speaker.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request recommendations re: use of wetted salt from the Purch. Agent & Highway Supt. re: this technique & costs associated with same. Mr. Murphy furnished the Bd. with corres. regarding this subject two weeks ago.

Mr. Murphy suggested that the membership of the Comp. Permitting Comm. be expanded to include the Bd. of Appeals - the Bd. agreed to this. Also, the Bd. agreed to solicit some interest from the League of Women Voters re: a member of the LWV becoming the chairman of the CPC, as a person from the outside of the Bds. & Comm's. in the Community may have more time to devote to the committee.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to offer the Planning Board an opportunity to discuss with the Town Engineer & Town Planner the work they do for the Selectmen.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to take no position on the issue of stores remaining open on Sundays & on prosecution of mgrs. of those stores, as the Bd. prefers to wait and see re: Sunday openings.

Mr. Currier again addressed the issue of re-opening the Dog Hearing mentioned above. He read a letter addressed to the LeZottes' - the owners of the dog in question, which indicated that if further problems were caused by their dog, the hearing would be re-opened and the dog would be removed from the Town. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advise all parties concerned that Dog Hearing will be re-opened on Dec. 20.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:30 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held December 20, 1976. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer and Mr. Murphy. Mr. Lovering was absent due to illness. Mrs. Haines, Adm. Asst.was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the minutes of the Sel. Meeting held Dec. 13.

Lezotte Dog Hearing postponed until Jan.3

Mr. Hart stated that the Dog Hearing scheduled for this evening at 7:35 PM has been postponed until Jan. 3, as the Lezotte family is out of Town. Mr. Murphy asked if we could have a written complaint from the complainants. Mr. Currier stated that he would request that, as he had several telephone calls regarding the problem over the weekend.

Board Reports

Mr. Murphy reported that last Tues. evening the first mtg. of the Comp. Perm. Comm. was held. Henrick Johnson, Dr. Paul Caniff and Peter J. McHugh, Jr., were present. The Comm. agreed to expand membership to include the Bd.of Appeals and to have the Chairman be a person from outside of the group - a mtg. will be scheduled in Jan.

Also at that mtg., Dr. Caniff discussed the Bd. of Health's recent request to the BOS re: use of the Emerson House kitchen & area which is presently used by the elderly - the BOH's intent was to request use of this area after the elderly have moved to the Drop - In Center on Mill Road. The BOH has met in the past in the small office in the basement of the Town Hall, where their office is located. They requested permission to use the Emerson House for mtgs. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted three in favor, one opposed - Mr. Currier, to allow the Bd. of Health to use the Emerson House for their meetings. It was agreed to advise the BOH that the Sel. will reconsider their request re: use of the Emerson Property when the elderly move to the Drop - In Center.

Administrative Assistant Reports

Last week the Bd. asked Mrs. Haines to ask Mr.Rondeau to clarify his report re: sidewalk snowplowing. Mr. Rondeau advised her that he recommends that Mountain Lawn Landscaping be hired for the sidewalk snowplowing.

The Bd. agreed to hold their yearly contest re: Town Report Cover for 1976. The contest will be town-wide, and can be of any theme - the theme will be up to the contestant. Entries must be submitted by Jan. 31, 1977.

The AA will determine costs associated with Fairbanks Rd. & advise Mr. Murphy of same this week.

Unfinished Business

The Bd. agreed to hold on appointments to the HRAC and to develop a Press Release to solicit public interest in membership on the HRAC.

The Bd. discussed the appt. of a Police Officer to the Chelms. Pol. Dept. Last week Mr. Currier had requested a 1-week hold on said appointment. Mr. Hart stated that after speaking to Mr. Lovering, it was agreed not to postpone this appointment for another week. Mr. Currier stated that his hold still remains in effect for legal reasons - which are that during this past week, Mr. Harvey did not elect to take the most critical step in his appointment - that is to resign as an Int. Pol. Officer, as he cannot be appointed prior to his resignation as an Int. Officer. Mr. Currier stated that his reasons for holding on this appointment were confirmed at the mtg. with Mr. Burrill, and were confirmed in a a written letter received from Town Counsel. Mr. Harvey contacted Mr. Currier & Mr. Lovering this past Thursday in the Sel. Office and asked their advice on the matter. They both advised him to seek legal counsel. Mr. Hart stated that he felt that last week's motion indicated that the appointment of Mr. Harvey would not be made until after his resignation as an Int. Officer. Mr. Murphy stated that he does not feel that Mr. Harvey should have to go to the expense of hiring counsel in this case. Mr. Hart read a letter from Chief Germann dated Dec. 20 re: his interview of 3 applicants whose names appear on the Civil Service List - Requisition # 76-9738. Lloyd Butt, 28 Jefferson Ave., Everett & Gary McCarthy, 16 Shore Drive, Dracut were willing to accept. Francis Ahearn, 85 Dinsmore St., Lowell, was not willing to accept - the Chief recommended the appointment of Lloyd Butt, the first name on the list, for appointment. Mr. Murphy moved that the Bd. appoint Daniel Harvey as permanent Police Officer in the CPD contingent upon his resignation as an Int. Police Officer - Mr. Palmer seconded this motion for discussion. Mr. Palmer stated that he feels that the

Unfinished Business continued

vote the Bd. is taking presently is illegal, but the reason he seconded the motion is that he feels that we are faced with either appointing an out-of-town person to this position or appointing someone from Town who has had previous experience in the Pol. Dept. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to close nominations. On the main motion by Mr. Murphy, seconded by Mr. Palmer, it was voted three to one, Mr. Currier was opposed, to appoint Mr. Daniel Harvey to the Chelms. Police Dept. as a permanent Police Officer, contingent upon his resignation as Int. Pol. Officer.

Bid Opening-repair/replace Pol.Dept.older portion of roof

Sealed Bids were opened and read aloud at 7:45 PM for repair/replacement of the old portion of the Police Dept. roof. They were as follows: G.A. Lagasse - repair roof: $1,080 (same as last week's quote) - replace roof: $3,800; Seliga Co. repair: $1,000 - replace: $4,000; Bureau Bros: repair: $2,200 - replace: $4,350. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the bids under advisement and to request Town Counsel to advise the BOS as to whether or not the 20-year warranty on the original roof can be used to pay for this project. Mr. Hart read a letter from the Bldg. Insp. re: roof repair-he recommended that the roof be replaced. The AA advised the Bd. that the roof (original) was constructed in 1965.

Unfinished Business continued

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to renew Class II licenses of the following Auto Dealers: Timberland Machines, Buttonwood Citgo, Princeton Arco, Drum Hill Gulf Serv. Station, Landry's Sunoco, Gerald Martin,Inc., Allen Mello Autos, Inc., Gagnon Auto Sales, Alpine Gulf, Duffy's Auto Co., Tony's Used Cars, J.M. Auto Sales & Fred's Gulf Service. Mr. Currier requested a hold on renewal of Class II Auto Dealer's License for Princeton Auto Sales, Inc., until such time as the pres. can attend a Sel. Mtg. to discuss said license. The pres. should bring the corporate papers & any other pertinent data which would indicate that they are in business at that location and have been for the past year (Mr. Currier has been advised that they have transferred ownership themselves, and have not appeared before the BOS with a request to do so). The Bd. agreed to schedule this mtg. for Jan. 3.

On a motion by Mr. Currier,seconded by Mr. Palmer, it was unan. voted to approve renewal of Class I Auto Dealer's Licenses for the following Auto Dealers: Revol-Vees, Inc. & Colonial Chevrolet, Inc.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve renewal of Taxi License to Anton Anderson-A & D Taxi. Mrs. Haines advised the Bd. that re: taxi surveys which were printed in the Newsweekly last year, only 3 replies were returned to the office, therefore, there was very little public interest in same. Mr. Hart stated that Mr. Anderson informed him that he thinks that another taxi is operating in Town without a license from the BOS. The Bd. agreed to instruct the Pol. Dept. to contact Mr. Anderson & investigate this allegation & report their findings to the BOS.

The Bd. agreed to hold until Jan. 3 re: Police Dept. Rules & Regulations - approval of negotiator's & union's changes to same, as Mr. Lovering may wish to discuss same.

Corres.Sum.

Item 5 - Mr. Currier requested that a copy of the Pol. Dept. draft contract be furnished to the BOS & be placed in the Reading Folder for the Board's perusal,

Item 9 - The Bd. agreed to resume their mtgs.with Dept. Heads after Jan. 1 - the date of Jan. 22 was tentatively set to meet with the Fire Chief, at which time the Bd. could view the new Fire Truck - the Bd. can advise the AA as to whether or not they can attend same, by indicating same on a note in the signature folder.

Corres.Sum. continued

Item 13 - Board discussion - The Bd. agreed to schedule a mtg. as soon as possible with Richard Albrecht & the Crystal Lake Rest. Comm. to discuss the hold-up on completion of the project.

Item 16 - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to set up a Public Hearing re: complaint rec'd. from A. David Cooper re: dog owned by Mrs. Helen Baran.

Item 19 - Board discussion - On a motion by Mr. Murphy, seconded by Mr. Palmer it was unan. voted to forward a letter to Citgo, stating that the Bd. is concerned & supports concern voiced by residents re: Citgo's decision to demolish the Buttonwood Citgo station in Chelmsford, as services will be taken away from residents by their action.

Item 24 - Board discussion - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to hold on any discussion re: Mrs. Bonica's letter concerning non-continuation of LGPC, until such time as the committee's Chairman, Robert Flynn, has an opportunity to review same & forward the Bd. with his comments regarding the letter.

Item 25 - Board discussion - The Bd. agreed to place Mr. Rondeau's letter re: appointment of a new Highway Dept. Mechanic, under 'Appointments' and hold on same until Jan. 3 mtg. Mr. Murphy stated that Mr. Rondeau's recommendation is for the person who previously held the position & resigned, and he does not know how long he will stay with us this time.

Item 26 - Board discussion - re: letter from Eugene Crane, Southwell Combing, stating that they are withdrawing their application for a self-service gasoline station on Middlesex Street. Mr. Hart stated that we have, on record, a letter from the Fire Chief in which he states his reasons for not approving the application. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to forward a letter to the Fire Chief stating that in the future, the BOS feel that he should make himself available for anyone who requests assistance re: completion of all requirements concerning gasoline storage applications & he should advise applicants of all legal requirements. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to forward a letter to Mr. Crane & Litchfield Oil Co. encouraging them to reapply for the increase in storage & the self-serv. station - all legal requirements & documents should be forwarded with their application, should they reapply.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum. as amended, and to include same in the minutes of the meeting by reference.

Mtg.with J. Geary,Esq. & E.Redstone - re: First Bank & Trust Co. proposal re: Fiske House

A mtg. was held at 8 PM with James Geary, Jr., Esquire, representing Edward Redstone, Pres. of the First Bank & Trust Company re: FB&TC's proposal for renovations in the Central Square area & at the Fiske House. Mr. Geary presented the Bd. with a copy of the plan & proposed directional signs correspondence which were discussed at length during said meeting. Mr. Edward Redstone was present, as well as J. Paul Bienvenu, Engineer on this project. The entire project is designed to allow for a more aesthetically-pleasing view of the Center. Three new drive-through teller windows are planned for the Bank's use, and for the Town's use, a 144-car parking area is planned for use by the general public. Mr. Redstone plans to maintain the existing structures on the Fiske Property as they are at present...no change is contemplated at present re: the house, barn, and 2 outer bldgs. As much as possible, the natural historical area will be preserved - which includes the view from Billerica Rd. & Central Sq. In the area

Mtg. with J. Geary & E. Redstone re: FB&TC Proposal for Fiske Property continued

directly opposite the side of the bank, a ped. way, whereby any individual can walk from the parking area to the Square & back will be constructed, and there will be a teller window at this location which will be able to handle the walk-in & walk-out traffic & the 1st, 2nd, and 3rd. bays of the drive-through area with shoots which are of the pneumatic tube nature. The bank plans to separate that banking use from general traffic which wishes to exit out into Central Square by an island. The only entrance to the area will be on Billerica Road - there will be two exits- one out to Central Square with a right-turn only; and the other on Billerica Rd. which would be separated by a landscaped area. In addition, there will be an island which will direct people entering from Bil. Rd. either to the parking area or to the drive-up teller window. An 'exit-only' sign will be erected. Subdued lighting will be used. The 144 parking spaces are spaced throughout the Hist. Dist. & beyond it. A mtg. has been scheduled next week with the Hist. Dist. Comm. to review the plan and a mtg. will be held with the Cons. Comm. to discuss equivalent storage for any filling done in accordance with the Wetlands Protection Act. Any suggested changes by either comm. will be forwarded to the BOS for their info. The finished product will be known in its entirety by the BOS. An effort has been made to create a greater amount of greenery in the area-in most cases where a tree will be removed, another will be planted in another location - flowering, shade and evergreen trees will be planted. The Bd. has been made aware of Mr. Redstone's offer to businessmen in the Center re: loans (4%) to rejuvenate the facade of the Central Square area. Mr. Geary added that when the project is completed, Mr. Redstone is asking that a "No Parking" zone be created at the corner of Bil. Rd. & Central Square all the way down to the bank on the right-hand side, as well as on the opposite side of the street, so that both the easterly & westerly sides of the island will have no parking. Mr. Geary asked the Board's implementation of the TOPICS Program - widening of Bil. Rd., which would cut back the curb approx. 10 ft. - relocation of the sidewalk closer to the st. line, thereby widening Bil. Rd., making travel near the triangular area into Bil. Rd. easier & more accessible. Mr. Murphy stated that he hoped that the merchants in the Square would realize the value of the bank's proposal re: parking, and go along with same. Mr. Bienvenu stated that he has tried to incorporate the Storch plan into this plan - Mr. Murphy stated that the Storch plan had no left turn off Chelmsford St. - but, now there is a reason to have a left turn from Chelms. St. to Bil. Rd...we are now causing traffic patterns which were never anticipated, and perhaps we should ask the State to implement the no turn so that you could go up Wilson St. Mr. Bienvenu stated that catch basins will be in the area & will drain towards the rear of the site towards the stream. The trees will act as a divider, as berm may not be practical in that area. There will have to be some retaining, and there will be some provisions for safety when people drive through the area which will be included in the design of the area & lighting of the area. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to endorse this project and to go on record with the Hist. Dist. Comm. & Cons. Comm. endorsing same. Mr. Hart advised Mr. Redstone that the Bd. has contacted NMAC re: funds for architectural work in the Square, and we will keep him advised of any info. we receive regarding same. Mr. Redstone stated that the BOS will decide on the architectural criteria before extensive finances are involved. The Bd. advised him that the Town Planner is intending to visit the Newburyport site and will report his findings back to us.

New Business

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to cease immediately all salary payments to Officer Wellington for work not performed, in accordance with recommendations from our Labor Rel. Advisors.

The Bd. discussed the State mandate for use of salt on State Highways - 20% less must be used on State Highways - Mr. Murphy feels that this Bd. should take similar action in view of our own problems with salt in water, etc. Mr. Hart

New Business continued

stated that State Highways are often heavily-travelled, whereas, some Town roads are not travelled heavily, and a reduction in salt could not be beneficial for our Town. The Board agreed to hold on a vote on this matter until Mr. Rondeau advises the Bd. of his disposition regarding the use of 20% less of salt on Town roads - Mr. Rondeau's response is requested prior to the next mtg., in order that the Bd. may vote on this matter after receiving his input on same.

Mr. Murphy stated that some time ago the Bd. asked the Town Acct. & AA to compile an audit re: attendance records for the year. The Bd. agreed to request the TA & AA to furnish the Bd. with a summary page of all depts. attendance records, indicating whether or not they followed the directions associated with same; indicating if all personnel were filing the reports, etc.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the mtg. The meeting was adjourned at 8:35 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held January 3, 1977. Members present were: Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Hart was not present as he was ill and Mrs. Haines, Adm. Asst. was not present due to an illness in her family. Mr. Currier, Vice-Chairman, Chaired the meeting and opened the mtg. at 7:35 PM.

Minutes Adopted

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Dec. 20.

Joint Mtg. with Hous.Auth.& BOS postponed until 1/10/77

A joint mtg. between the Board of Sel. and the Housing Authority to fill the vacancy caused by the death of Roger Boyd was re-scheduled for Jan. 10. Mr. Currier read a note from the Selectmen's secretary which stated that Claude Harvey had advised her that upon advice of his physician he will remain at home for a few days as he has the flu. Therefore he requested that the joint mtg.be postponed until Jan. 10. Mr. Murphy stated that there are some nine people involved in this appointment process, and the remaining persons could have attended this mtg. this evening. Mr. Lovering stated that under Chapter 41, Section 11 the Bd. is required to appoint to fill the vacancy and there are some mandatory requirements under State statute. Because there is some cloud over this election, Mr. Lovering stated that he would wait until Jan. 10 to vote, and it should be made clear to the Housing Auth. that the election will be held next Monday, no matter how many members of the Housing Auth. attend the mtg. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to advise the Housing Auth. that the election to fill the vacancy will be held on Jan. 10. Applicants on file are: John Manning; George Dupee; and Robert Sheridan. The Bd. agreed to forward all copies of these applications to the Housing Auth. (if this has not already been done) and to request that the Hous. Auth. forward this office any applications they may have on file for this appointment.

Board Reports

Mr. Currier furnished a report to each Bd. member re: transportation committee. It may be reviewed and discussed at mtg. on Jan. 10 - it relates to a charge for the committee from the BOS. Mr. Murphy stated that we have on file corres. from several residents interested in the comm., who are employed in the trans. field, who may wish to be appd., as there are only 2 members on the committee now. Mr. Currier stated that after the committee's charges are voted by the Bd., he will contact those interested persons to become members of the Trans. Comm. who had previously indicated that they were interested in being appd. to the Comm.

Mr. Currier reported that Town Counsel McCarthy contacted him & suggested that he be appd. as Special Town Counsel during the transition period. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to appoint Clement

Board Reports continued

McCarthy as Special Town Counsel during the transition period with new Town Counsel James Harrington, until March 1, 1977, as the transition period should be accomplished by that date.

Unfinished Business

The Bd. agreed to hold on appointment of a Hghy. Dept. mechanic & appointment to the HRAC until a full Bd. is present.

Mr. Lovering stated that one thought he has considered re: policy on absences by Bd. members at mtgs. is that if a Bd. member will not be present for a Selectmen's Meeting, he should, if he so desires, request prior to the opening of the mtg.,(by tel.) that a hold be placed until the following week - if he does not telephone the AA, the Bd. will proceed with action in view of his absence. Mr. Lovering will attempt to have his policy on absenteeism prepared for the next mtg.

Mtg. with CLRC & reps. of FS&T re: Crystal Lake

A mtg. was held at 7:45 PM with the following members of the CLRC: E.Polubinski, R.Gagnon, T.Firth, P.Dulchinos - Robert Loney & Richard Albrecht of FS&T were also present. The Bd. asked the Committee & reps. from FS&T to answer several questions re: change order, etc., and also asked them to meet in the anti-room to prepare to answer these questions. They agreed to meet and come back at Nine o'clock PM with their answers.

Unfinished Business

The Bd. discussed the proposed Rules & Regulations for the Chelmsford Police Dept. with the amendments approved by our LRA & the Union. There was some question as to whether or not Sections II & III had been approved by the LRA & the Union, as the only amendments were in Section I-Rules & Regulations. The Bd., on a motion by Mr. Lovering, seconded by Mr. Murphy, unan. voted to adopt Section I-Rules & Regulations for the Chelms. Pol. Dept., with amendments as voted & outlined in the AA's memo dated Dec. 13. The Bd. agreed to address sections II & III on Jan. 10. Mr. Murphy reserved the right to re-open discussion on this subject after the scheduled Dog Hearing at 8:00 PM.

LeZotte Dog Hearing postponed until Jan. 17

A Dog Hearing was scheduled for 8:00 PM re: black Labrador Retriever owned by Mr. & Mrs. Frank LeZotte, Two Ruthellen Road. Mrs. LeZotte telephoned the office this afternoon & informed the AA that she & her husband were away for the last 2 weeks and they had just received notice of the hearing this morning; therefore, as she is working this evening, and her husband is out of Town, she requested that the Public Hearing be re-scheduled. Mr. Currier stated that during the informal portion of the mtg. at 7PM, the Bd. was advised that there are two LeZotte dogs which cause problems in the area - one is the dog owned by the LeZotte's which was discussed at a Public Hearing in June, the other is a dog owned by the LeZotte's which allegedly bit a child. The Bd. agreed to advise the LeZottes that one more hearing will be scheduled for Jan. 17, and the hearing will be held on that date, whether the LeZottes are present or not present - also, two hearings will be held on the 17th re: the LeZotte dogs (one re: retriever & another re: German Shepherd). The AA will determine whether or not both hearings can be handled during one hearing on the 17th, or whether it will be necessary to open one hearing re: retriever and adjourn same, and then open the hearing re: German Shepherd and adjourn same on the 17th.

Unfinished Business continued

Mr. Murphy requested that the Chief advise the Bd. in writing as to how the Pol. Rules & Regs. will be implemented when same are approved by all parties concerned - i.e. how will the regs. be given to the men & checked - the Bd. requested that the Chief advise them of this for discussion at the Jan. 10 Sel.Mtg. Mr. Murphy stated that the descriptions by rank are not clear, and he had originally requested an org. chart. The position of prosecutor in the Lowell Dist. Court is not in the regulations. Mr. Murphy stated that if an officer is responsible for dissemination or education of personnel in the regs., that should be included in "Duties By Rank". The Bd. agreed to request an organizational chart from the Chief & agreed to request that he advise the Bd. whether or not the position of prosecutor has been included in the regs. - if not, it should be

Unfinished Business continued

added, as well as how he performs his duties & list of what his functions are in this capacity. Re: Section III, Mr. Murphy stated that the Chief should review items in Sec. III in terms of their application locally. Mr. Murphy stated that he feels that a number of procedures were not on the list in Sec. III, and once we approve the book, MPI will not update it - it is up to our Chief to update the procedures where & when it is deemed necessary. The items which Mr. Murphy feels should be included are as follows: Patrol; Robbery in Progress/ Silent Alarms; Radio Communication Procedures; Handling Public Inquiries; Handling Complaints Against Pol. Officers; Conduct of Internal Investigations and Towing. Regarding towing - Mr. Murphy stated that a person's rights should be included - i.e. if a person's car is involved in an accident or if the owner is arrested, can the owner lock the car and park it on the roadside and have someone pick it up later; or does the Pol. Dept. have the legal right to have the car towed to a towing area where the owner can claim it after paying the towing charge for the towing and/or storage of the car. The Bd. agreed to request the Chief to advise them if all 29 items in Sec. III apply to Chelmsford; and the Bd. agreed to forward Mr. Murphy's additional items to the Chief for his consideration to add to the procedures, or, if the Chief wants to meet with the Bd. to discuss same, a mtg. could be set up with the Bd. Also, if the Chief has any items he feels should be added to the regulations, he should advise the Bd. of same when he responds to the Board's memo.

Baran Dog Hearing

A Dog Hearing was held at 8:15 PM on a dog owned by Mrs. Helen Baran, 22 Miland Avenue, on a complaint received from Mr. David Cooper. Mrs. Baran was present, as well as her son Frank. Mrs. Cooper represented her husband who could not be present due to health reasons. Frank Wojtas, Dog Officer was also present. Mr. Currier swore-in all persons who were intending to speak at the hearing. Mrs. Baran's dog is a St. Bernard named "Ben". Mrs. Cooper stated that the dog barks excessively when Mrs. Baran is at work, which is between 3PM & 11PM. Mrs. Cooper informed the Bd. that her husband is paralyzed from the neck down, and the barking is annoying to him, as he is at home all day, and the noise is frustrating and nerve-racking. Mr. Baran spoke in defense of his mother's dog, and stated that the dog is for protection for his mother, as she lives alone and returns from work around 11:30 PM. He stated that the dog barks when someone enters the yard, which he is supposed to do. The Dog Officer stated that he has been to Mrs. Baran's home on five occasions, and that the only two times the dog barked were when he entered the property from the back yard. Raymond McCusker, 26 Miland Avenue and Ms. Moira McCusker & her father, Raymond McCusker, Sr. 23 Miland Ave. all stated that the Baran dog has never caused any annoyance to them. Raymond McCusker, Jr. stated that he works from 12 Midnight to 8:00 AM, and therefore, he sleeps during the day, and the dog does not bother him. Mr. Murphy stated that often, sound travels in different directions, and that perhaps the barking does not annoy Mr. McCusker because of the sound barrier caused by the Cooper's fence. The Bd. agreed that although there were no other neighbors who complained about the dog's barking, besides the Coopers, the dog's barking could be annoying to the Coopers; however, there was not sufficient evidence to warrant restraining the dog or removal of the dog. The dog is on a run between two trees, and is not in violation of the Leash Law. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to take no action on this matter tonight, in order that Mrs. Baran may voluntarily try to resolve this problem within the next three weeks. The Bd. requested that Mrs. Cooper keep a log of the dates and times, during the next 3 weeks, when the dog barks, and record same with the Pol. Dept. The Dog Officer was requested to aid Mrs. Baran & her son to develop some solution to alleviate the problem. After the 3-week period has gone by, the Board, on a motion by Mr. Lovering, seconded by Mr. Murphy, unan. voted to request that Mrs. Baran & Mrs. Cooper identify any pattern to the Bd. which may be the cause of the barking, and also identify any common solution to the problem, and forward same to the Board in writing.

A mtg. was held with Edith Lohnes, Pres. of Princeton Auto Sales, Inc. Mr. Currier advised the Bd. that he requested that Mrs. Lohnes advise the Bd. if she is still the owner of Princeton Auto Sales, and he also requested that she advise the Bd. the name of the Mgr. at PAS. Mrs. Lohnes advised the Bd. that the Mgr. is Roland Boudreau, and that he is in no way related to any employee at Princeton Auto Body. Mrs. Lohnes ownes the vehicles on her lot and either her name is on the consignment papers, or the name of her mgr. Mrs. Lohnes said that earlier in 1976, Princeton Auto Sales was vandalized, and she understood that the business next door, Princeton Auto Body, was selling cars, using the bill heads from PAS. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to renew the Class II Auto Dealer's License for Princeton Auto Sales, Inc.

Mtg. with E. Lohnes, Pres. Princeton Auto Sales, Inc. re: Class II License & ownership

At 9:00 PM the Chairman declared a 5-minute recess.

As previously agreed, the members of the CLRC and two reps. from Fay, Spofford and Thorndike answered questions the Bd. had asked previously in this meeting. The questions concerned Change Order #3 - Mr. Polubinski stated that 4 items had to be completed, and they were completed without going through the proper channels because it would have been more costly to wait and receive approval from all parties concerned. One of the items was the repair to the entrance to the outlet canal, which was unforseen; another was stone dust necessary to provide fines to stabilize graveled-roadway surface - all 4 items were approved by FS&T; the 3rd item was delineators, which were not available - they were needed for safety reasons, they were approx. $10 each; the last item was the protective box for the inlet key, which had been vandalized earlier. The project was to have been completed on Nov. 2 by DeMatteo-it was completed on Dec. 8. The Comm. is awaiting a letter from Mr. LeBelle, DPW, saying that as far as the State is concerned, the project is completed. Also, the Comm. is awaiting the results of a topographical survey by Emmons, Fleming & Bienvenu to determine how much of the fill has been removed. Only the acres which were cleared & grubbed will be paid for - this has been agreed upon. A fine of $200 per day will be deducted from DeMatteo's bill - the total is $7,200 - DeMatteo has not agreed nor contested this. Mr. Loney and Mr. Albrecht visited the site on Dec. 7 and it was almost completed, date of completion was Dec. 8. FS&T will forward the BOS a letter stating that the project is completed with dates, etc. Assuming that we get approval from the State, we will take advantage of the Spring thaw, and it will be a matter of approx. 2 months before the Lake will be filled. FS&T will be responsible for advising the Bd. how the water will be turned on, etc. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the Change Order.

Mtg. with CLR Comm. & reps. of FS&T continued

Item 12 - a request from the Planning Bd. to hold space in the warrant for 3 articles. Mr. Lovering felt that the articles were not outlined specifically, as we have in the past requested a more detailed outline of the content of the article. Also, Mr. Lovering stated that he does not feel that we have given the Townspeople enough time for submission of articles. Mr. Murphy stated that we have a bylaw which states that articles for submission or consideration for submission in the ATM Warrant must be submitted to the Sel. prior to the 1st. Monday in January. Mr. Lovering stated that the Planning Bd. should be given until Jan. 15 to furnish their articles, and the Townspeople should be given an alternative closing date. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to establish the 21st of Jan. at 5PM as the closing date for receipt of articles for the 1977 Warrant - articles submitted by residents by petition should be worded properly, articles submitted by bds. or comms. can be general or a sample-wording can be submitted. The agreed to hold until the next meeting to have the benefit of Mrs. Haines' input re: Fin.Comm's final date for submission of articles with final wording. Mr. Lovering reserved the right

Correspondence Summary

Corres. Sum. continued

to reconsider his opinion re: the date of the 21st of Jan. for receipt of articles in the event that there is some emergency request to submit an article. The AA will advise the Bd. next week after discussing this date with the Fin. Comm. & after determining the final wording date set by the Fin. Comm.

Item 17 - the Bd. agreed to request a report re: application for housing assistance received from HUD from the Housing Authority on Jan. 10, as they are meeting with the Bd. on the 10 re: vacancy on H.A.

Item 19 - Board discussion re: letter from Rec. Comm. re: beach site at Crystal Lake - the Bd. agreed that there is a safety issue involved re: unsupervised swimming. Mr. Lovering stated that the community has spoken - they do not want any major facility for recreation at Crystal Lake - Mr. Lovering stated that we should wait and see how the lake is used before we make any decision re: recreational facility at the lake. Mr. Murphy stated that there is some obligation to provide some public safety at that location, and he is not sure if that is within the realm of the Edwards Beach Comm. - he is not sure whether the Varney Pl. Comm. or the Rec. Comm. operates the Edwards Beach, or if it operates separately. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to notify the Rec. Comm. that they are to consider a program at Edwards Beach consistant with what existed prior to the breaking of the dam and same should be included in an article for the ATM Warrant for the '77 Town Meeting, and any concern could be debated at that time - the Comm. (Rec. Comm. or Varney Pl. Comm.) responsible for Edwards Beach will be forwarded this notification when the AA has determined the Comm. that is responsible for the EBC.

Item 24 - re: Public Employees Unemployment Act - letter from Ernest F. Day, Town Acct. Mr. Murphy stated that he recently rec'd. more info on the PEUA which indicates that the Legislature may choose an option to delay implementation of this Act until July of '78 - which means there would be no expense to the cities & towns during FY'77 and there should not be money in the budget for same. The AA will give the info. Mr. Murphy has left for Mr. Day to Mr. Day. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to forward a copy of this corres. to the School Comm; NVTHS Comm. and the Fin. Comm. and advise them that we agree with Mr. Day's recommendation that a single category should be placed in the ATM Warrant "Unemployment Benefits Due State"(put an item in for this) so that the School Comm. will not put in their own category - the item will be for $10,000, and we will modify that at Town Mtg., which may include withdrawal of that.

Item 25 - corres. from Town Acct re: record of sick leave or vacation leave. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to advise the Depts. under the jurisdiction of the Selectmen (Inspection Dept. & Veteran's Agent) who are not completing said forms notify the BOS within two weeks in writing stating that they will commence using these forms. Mr. Murphy is not sure that all members of the Pol. Dept. (Dept. Head and Second-In-Command) are using the forms. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to inform the Pol. Dept. that all personnel should be using the forms.

Item 27 - letter from R. Flynn in response to a letter from Jan Bonica re: LGPC. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted three in favor, one opposed-Mr. Lovering, to notify Mrs. Bonica that the Bd. is supportive of the way the LGPC is operating and we are supportive of Mr. Flynn's position as indicated in his letter.

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum., as amended, and to include same in the minutes of the meeting by reference.

New Business

Mr. Currier advised the Bd. that he has been made aware of a problem re: Koulas & Parlee property which the Town leases to these gentlemen. It seems that the Rec. Comm. is looking at that land for possible use as a recreation area. Mr. Currier suggested that the person who had the question regarding this property call the CH of the Rec. Comm., which the person did. Mr. Dempster advised him that this property would either be a recreation area or it would become a landfill. The Bd. agreed to contact Mr. Dempster, in writing, to determine whether or not, in fact, the Rec. Comm. is looking at that property for rec. use, and perhaps have a mtg. with Mr. Dempster, the AA and the person concerned to clear this matter up. The Bd. also suggested that if there is a Public Hearing scheduled re: this land, the Sel. should be invited to attend, as this is Town-owned land. Mr. Murphy stated that we are expecting an answer from the Cons. Comm. & Rec. Comm. as to whether or not they could have any use of this property.

Mr. Murphy requested that the AA provide the Bd. with a copy of the Purchasing Manual with the changes in it, and requested that same be scheduled on an agenda for a vote on same. The AA will advise the Bd. of the date for said vote.

Mr. Murphy requested that the disposition re: Town-owned property be placed on the agenda for 1/10/77 for a vote.

Mr. Murphy stated that approx. 4 weeks ago the Police Chief was requested to furnish a response to a memo from the Bd. re: vandalism complaints on Bowl Rd. because it is adjacent to Lowell - he requested a status report on same.

Re: Pond St., Mr. Lovering stated that he will look into the matter this week.

Re: Capital Improvement Plan - Mr. Murphy would like to resolve at 1/10 mtg. if the CP&BC will address same, or perhaps, the CP&BC should be abolished & a member of the Bd. & the Tn. Acct. could address the plan.

Mr. Murphy requested a status report from Paul Bienvenu - 2 months ago we asked him for a summarization of all the projects he is responsible for - we have not rec'd. same to date. Ch. 1140 will run out in June, and Mr. Murphy is worried that perhaps the money has not been spent yet.

Re: Plan for re-channeling of traffic in Central Square provided by Edward Redstone which creates a different pattern than the plan being worked on by Storch Engineers. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to ask Storch to look into Mr. Redstone's plan to determine if it is consistant with the Storch Plan - does it make minor problems for Storch, or major modifications - we will request within two weeks time Storch's response re: ramifications of this plan.

Mr. Murphy stated that in some places in Town (near Howard Johnson's) the sidewalk area is infringed upon. He stated that he feels that it is unintentional, and perhaps if people were advised of it, they might back off. The Bd. should be concerned about the infringement on the parking and take some informal action soon to re-establish the sidewalks in the area from Chelms. St. to Howard Johnson's.

Mr. Murphy discussed budget sheets furnished monthly by the Tn. Acct. He stated that some accts. appear heavier than they should be, and he wondered if the Tn. Acct. advises the Depts. when their accts. are heavy. Mr. Murphy was concerned re: expenditures on a receipt portion because our tax rate is predicated on how much money we take in - there have been rumblings that we have not been taking in the appropriate amount of money for the budget this year - also that the projections in the excise acct. are running far less than we planned. There are people who are saying there may well be a deficit. On a motion by Mr. Murphy,

New Business continued

seconded by Mr. Palmer, it was unan. voted to request the Tn. Acct. to identify, in terms of receipts, a statement which indicates if we are on target and to identify to the Bd. with a cover sheet, if there are any problems he sees in the budget - these 2 items will be requested to be included in the Tn. Acct's. monthly reports in the future.

Mr. Lovering reported that a number of residents are concerned re: bag of ads they receive weekly which is hung on their door, mailbox, or a hook. Mr.Lovering stated that this bothers many persons because it indicates that if it is not removed, the family is not at home. Mr. Lovering stated that this could be an article for TM action. It relates to personal privacy of homeowners, as they cannot control these mailings. Mr. Lovering stated that the Bd. should seriously consider prohibiting this type of delivery - the Bd. agreed to request the AA to determine the name of the company which distributes said pamphlets and determine if any area towns have taken any steps to prohibit same or to address this problem. Mr. Murphy stated that he and Mr. Currier dealt with this matter previously at Town Mtg., and the article was rejected by the Atty.Gen., and he requested that the AA look into same.

The Bd. agreed to advise the Bldg. Insp. that tables and chairs have been placed in the Fisherman's Galley, and the Bd. requests that he take immediate action regarding same. This is the same type of action which he took previously re: Center Deli.

Re: Martin Luther King Day, Saturday, Jan. 15 - the Bd. agreed to request the Town Counsel and Labor Rel. Adv. to forward their opinion re: what the Board's policy on Martin Luther King Day should be.

Meeting Adjourned

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to adjourn the mtg. The meeting adjourned at 10:45 PM.

For the Board of Selectmen, by

Bonita Towle

Jurors Drawn

Jurors drawn by Sel. Currier on Jan. 3 were: For Cambridge - 2/7/77 Ruth Marshall, 24 Sleigh Rd; Emma Hansen, Nine Arbor Rd; Sherwood Warren, 12 Walnut Rd; Thomas Simmons, 17 Cove St. For Lowell - 2/7/77 Mary Hubbard, 25 Robin Hill Rd.and Robert Gray, Jr., 11 Horseshoe Rd.

Members Present

Regular Meeting of the Board of Selectmen held Jan. 17, 1977. The Regular Meeting scheduled for Jan. 10 was postponed due to heavy snow. Mrs.Haines advised the Bd. that Mr. Currier would be a few moments late and the Bd. agreed to hold on any vote until Mr. Currier is present. Members present were: Mr. Hart; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Proclamation Jaycee Week

The Board declared Jan. 16-22 as Jaycee Week. John Carson, President of the Jaycees was present and a photograph was taken of the signing of the proclamation.

Joint Mtg. with Hous. Auth. & BOS re: vacancy & HUD application

A joint mtg. was held with the Housing Authority re: vacancy on HA due to death of Roger Boyd and to discuss the HUD application under Section 8. Mr. Harvey explained to the Bd. the contents of the application. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to notify HUD that the Bd. of Sel. are supportive of the Housing Authority's application under Section 8. Mr. Currier arrived at 7:40 PM. Re: vacancy on HA, Mr. Hart stated that we have rec'd. three applications for appointment to the Housing Authority which are as follows: Robert Sheridan, John Manning and George Dupee. On a motion by Mr. Lovering, seconded by Mr. Murphy it was unan. voted to place these 3 names in nomination. A majority of 5 votes will be necessary for appointment. There were no other nominations. Mr. Hart polled the members of the HA who were present, who were: Mr. Claude Harvey; Mrs. Ruth Delaney and Mr. Richard Monahan, and the members of the BOS - poll was as follows on the 1st ballot: Mr.Harvey-

Joint Mtg.of Hous.Auth.& BOS re: vacancy & HUD application continued

Mr. Sheridan; Mrs. Delaney-Mr. Sheridan; Mr. Monahan-Mr. Sheridan; Mr.Currier-Present; Mr. Palmer-Mr. Sheridan; Mr. Murphy-Mr. Manning; Mr. Lovering-Mr.Dupee; Mr. Hart-Mr. Dupee. The Second Ballot was as follows: Mr.Harvey-Mr.Sheridan; Mrs. Delaney-Mr. Sheridan; Mr. Monahan-Mr. Sheridan; Mr. Currier-Present; Mr. Palmer-Mr. Dupee; Mr. Murphy-Mr. Manning; Mr. Lovering-Mr. Dupee; Mr. Hart-Mr. Dupee. The Third Ballot was as follows: Mr. Harvey-Mr.Sheridan; Mrs. Delaney-Mr. Sheridan; Mr. Monahan-Mr. Sheridan; Mr. Currier-Present; Mr. Palmer-Mr.Dupee; Mr. Murphy-Mr. Manning; Mr. Lovering-Mr. Manning; Mr. Hart-Mr. Dupee. The Fourth Ballot was as follows: Mr.Harvey-Mr. Sheridan; Mrs. Delaney-Mr. Manning; Mr. Monahan-Mr. Sheridan; Mr. Currier-Present; Mr. Palmer-Mr. Dupee; Mr. Murphy-Mr. Manning; Mr. Lovering-Mr. Manning; Mr. Hart-Mr. Manning. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to have the Fifth Ballot be the last vote taken this evening for this appointment. Fifth Ballot was as follows: Mr.Harvey-Mr.Sheridan; Mrs. Delaney-Mr. Manning; Mr. Monahan-Mr. Sheridan; Mr. Currier-Present; Mr. Palmer-Mr. Manning; Mr. Murphy-Mr. Manning; Mr. Lovering-Mr. Manning; Mr. Hart-Mr. Manning. As Mr. Manning received five votes on the Fifth Ballot, he was appd. as a member of the Housing Authority by the vote of the joint mtg. of the HA & BOS. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to make the appointment unanimous. Re: comments in the last edition of the local newspaper, Mr. Harvey stated that he was disturbed by some members of the BOS's comments re: the reason for his request for postponement of this appointment from Jan. 3 to Jan. 10. Sel. Lovering stated that he was disappointed not because of the request by Mr. Harvey, he was disappointed because we had failed to make the appointment within the necessary amount of time alloted in the Statute.

Minutes Adopted

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held January 3.

Board Reports

Mr. Currier advised the Bd. that a very brief mtg. was held last week at NMAC at the request of the staff. The Mtg. was in regards to some comments in the Lowell Sun, in order that the staff could respond to the commissioners verbally and in writing. The staff was praised and the mtg. was adjourned.

Mr. Murphy attended a mtg. Dec. 29 at Nashoba to discuss the funding for services provided to the local communities as opposed to the local school systems. It was resolved that the budget for the computer service program,which is $28,000, will be allocated as follows: maintenance for both systems is approx. $16,000 - it is intended to allocate that cost to all users of the equipment, including Nashoba & Chelms. School Dept. & the cities & towns involved. About $8,000 will be predicated on space utilization, and $8,000 on time utilization, Salaries which total approx. $12,500 are planned to operate on a job-ticket system, so that we can determine who the people are serving, and charge those communities for services. Mr. Murphy stated that it seems most equitable. Ed Hilliard was also present at that mtg.

Adm.Asst. Reports

The AA advised the Bd. that due to the cancellation of last week's Sel. Mtg., she and the PA opened sealed bids for the ATReport & the FinComm Report and bids for trans. for the Golden Drum & Bugle Corps. Bids have been referred to the PA for review & recommendation for award.

On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to include articles submitted by duly elected boards, committees or commissions in the Town Mtg. Warrant. The date for submission of articles is Jan. 21. A list of all articles requested to be included in the warrant will be drawn up in the near future for the Board's review.

Lezotte Dog Hearing opened

The Chairman opened a Dog Hearing re: dog owned by the Lezotte family of Ruthellen Road. Frank Wojtas, John Coppinger & John Carlin were present. The Lezottes were not present. The chair agreed to hold for 5 minutes before discussion, in the event that the Lezottes were held up due to the slippery roads.

Mr. Carlin & Mr. Coppinger agreed to the Chairman's request for a five-minute hold.

AA Reports continued

The Bd. discussed the date for the budget hearings postponed from Jan. 8. The Bd. agreed to postpone the hearings scheduled for Jan. 8 to Jan. 29, and those scheduled for Jan. 22 will be held on the 22nd. Also, this Thursday the Bd. will leave memos for the AA advising her of the budget hearings which they feel do not necessitate the Sat. mtg. on Jan. 29 with the Board.

The Bd. agreed to re-schedule the Sat. mtg. with the Fire Chief until Feb. 5.

Lezotte Dog Hearing re: black Labrador Retriever

At 8:05 Chairman Hart opened the Dog Hearing re: Black Lab. Retriever owned by Mr. & Mrs. Frank Lezotte, 2 Ruthellen Road. Mr. Hart swore-in Mr. Carlin, Mr. Coppinger and Mr. Wojtas. All Return Receipts were rec'd. in the Sel. Office. The Bd. started the hearing, in view of the Lezottes' absence. Mr. Wojtas informed the Bd. that he has picked up this dog in the past, and a hearing was held last year regarding this dog, and the dog was suppposed to have been kept restrained, the Dog Officer has seen the dog running free since this time. Mr. Carlin stated that at the last hearing on this dog, Mr. Lezotte was planning to discuss with the Dog Officer a possible trainer for the dog, and he was going to keep the dog restrained. Mr. Carlin further stated that the dog runs free and chases children on bikes, etc. Mr. Coppinger stated that he also has seen this dog running free, and last Sat. morning he was unrestrained on Jessie Rd. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to take no action on this hearing for a period of approx. 10 minutes, or until such time as the hearing is held on the German Shepherd.

Hearing closed for approx. 10 minutes---

Lezotte Dog Hearing re: German Shepherd

Mr. Hart opened the Dog Hearing re: German Shepherd Dog owned by Mr. & Mrs. Frank Lezotte, 2 Ruthellen Road. Mr. Carlin, Mr. Coppinger and Mr. Wojtas were also present to testify at this hearing. All Return Receipts were rec'd. in the Sel. Office. The Dog Officer testified that the German Shepherd is more vicious than the lab. retr., and he is tied up more often than the lab. retr. Mr. Carlin stated that the dog gets into his trash every Monday morning & he has asked the Lezottes to restrain the dog. The Dog Officer stated that his report is a collective report of both himself & Mrs. Wojtas, Asst. Dog Officer, and he stated that she has picked the dog up at the bus stop in the past. At this point in time (approx. 8:20 PM) the Lezottes arrived. They were detained because they had to walk, as their car broke down. Mr. Coppinger advised the Bd. that his son has been bitten 3 times by the German Shepherd. The 1st. time he was bitten he was taken to the hospital & his skin was broken on his leg & he was given a tetanus shot at St. Joseph's hospital. Mr. Coppinger stated that the Dog Officer & Police Dept. were advised of this - and he gave the bill for approx. $25 to Mrs. Lezotte. The 2nd time, about 4 months ago, he was again bitten by this dog while collecting for his paper route on Porter Road-they did not take him to the hospital even though the skin was broken, because the tetanus shot was still good from his last injection until this time-he advised the Pol. Dept. again. The 3rd. time was about 4 weeks ago while his son was again collecting for his paper route during the evening. A Pol. Officer came down again, but he was not hospitalized as the shot was still good until this time. Mr. Coppinger stated that he wants the dogs to be removed from the neighborhood. Mr. Lezotte stated that the dog is tied up in his back yard almost constantly. Mr. & Mrs. Lezotte informed the Bd. that on several occasions they have seen another German Shepherd dog, who looks like their dog, in their neighborhood & the Dog Officer has picked up this other German Shepherd. They stated that perhaps the dog that bit Patrick Coppinger was not their dog, but this other dog. Mr. Wojtas stated that there is a difference in color between the dogs, and the other dog, who belongs to a family on Kensington Drive, is a gentle dog, and therefore, he doubts that Patrick was mistaken when he stated that the dog which bit him 3 times was the Lezotte's dog. Mr. Lezotte stated that they have taken the dog to a trainor, but the trainer said that the training would be too intensive and would take quite a bit of time.

Lezotte Dog Hearing re: German Shepherd continued

Mr. Lezotte stated that to his knowledge, the German Shepherd is tied from 7AM to 7PM, however, the dog has gotten loose a few times while playing with the Lezotte's son, aged 8. Mrs. Lezotte stated that after the first hearing with the BOS, they did not have any complaints all summer or during the fall, until October. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to notify the Lezottes in writing that it is the Bd's. desire to have the German Shepherd removed from the community within fourteen days - if said dog is not removed from the Town within this time period, the matter will be turned over to Town Counsel for appropriate legal court action to insure that the dog is removed from the Town. Mr. Lovering informed the Lezottes that any vote by the Board is subject to appeal. Mr. Hart declared the hearing regarding the German Shepherd owned by the Lezottes closed.

Lezotte Dog Hearing re: Lab. Retr. re-opened continued

At this point in time, Mr. Hart re-opened the hearing re: the Lezotte's Labrador Retriever. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to instruct the Lezottes to maintain their lab. retr. under 24-hour control prior to trash collection day, whenever it is collected in their neighborhood due to change in day because of holiday, snow, etc., and during the balance of the week the dog is to be maintained in accordance with the Leash Law, with the understanding that we will monitor this situation from time to time.- violation of this vote will result in referring the matter to Town Counsel for appropriate legal action. The Bd. agreed, upon the suggestion of Mr. Currier, to advise the Lezottes to restrain the dog on the eve of trash collection day beginning at 7:00 PM until 7:00 PM on trash collection day itself-Mr. Lovering agreed to incorporate this into his motion. The Bd.agreed that if we receive a single complaint regarding this dog, verified by the Dog Officer, this dog will be removed from the Town. Mr. Wojtas will work with Mr. Lezotte in any way possible to help the Lezottes restrain the dog. Mr. Hart closed the hearing at 9:55 PM. The Bd. then recessed for a period of 5 minutes.

Board Reports continued

Mr. Lovering reported on a mtg. with the EAC. He has been meeting the EAC in the past few weeks to develop a recycling program for the Town. They have interviewed several firms, and they are prepared to come before the BOS to present a rather in-depth presentation re: what they have done & data on our future regarding recycling. They have prepared five articles for submission in the TMW. In addition to these articles, there are 3 other articles which are not completely of a recycling nature. We must take the step to implement a mandatory recycling program in Town. One of the companies interviewed, Recycling Enterprises, has made a proposal which would result in the placement of a single container, with its own divisions built into it - we could get away from the problem of moving our containers around, etc. In addition,Recycling Ent. has offered a more attractive dollar offer to the Town for recyclables themselves, and this company appears to be the leading candidate for selection, if we do go to a Mand. Recy. Program. Our current recycling contract has been extended until Feb. 1, 1977 with Hamel. Therefore, the EAC requested that Mr. Lovering request the BOS to change, effective Feb. 1, from Hamel to Recy. Ent. as the new source for the bin pickup. The 5 proposed articles are, in brief, as follows: 1) Town authorize a mand. town-wide curbside pickup based upon recycling in three categories of material - paper, cans & glass, and trash. If no separation takes place, the Hghy. Dept. will not pick up the material & the household will be granted a 12-hour period to remove the material or suffer a fine of $15; 2) Town authorizes the BOS to negotiate the construction and placement of collection bins at the landfill for temporary storage of recyclable materials; 3) Town authorizes the BOS to publicize the implementation of the recy. program through use of calendars, educational materials, flyers, permanent signs,etc.,at a cost of up to $1,000; 4) Town authorizes BOS to spend up to $5,000 for revision of routes in Town for pickup of materials in a more efficient manner; 5) Town establishes new bylaw making it illegal for anyone not authorized by the BOS to take material from the curbside in Town, and violation of this bylaw will result in a fine of $100. Mr. Lovering stated that these articles will have to

Board Reports continued

be reviewed by Town Counsel as to form & legality, of course. Mr. Lovering added that we must take steps immediately to save space at the landfill. The EAC & Mr. Lovering think that a strong mand. recy.prog. & good management at the landfill will be our answer to our problem. If you can get a community to operate 60% with recycling, then you will be making money on the program. Hopefully, with 90% mand. recy. prog. in Town, we will make money & save life at our landfill. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to place an agreement with Recycling Enterprises effective Feb. 1 for pickup at the 3 locations in Town.

Unfinished Business

On a motion by Mr. Palmer, seconded by Mr. Lovering, it was unan. voted to interview Mr. Rondeau's first two recommendations for Hghy. Dept. mechanic on Thursday at 7:30 PM. If an applicant or a member of the BOS cannot be present, the interview can be scheduled for Saturday prior to the budget hearings.

No applications are on file for appointment to the HRAC to date in response to the recent press on the vacancy.

Upon the recommendation of the YCAComm., on a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to appoint James R. Woodman as full-time Youth Center Coordinator to replace Gary Wolcott, who left to further his education.

Re: approval of Sections II & III of the Police Rules & Regulations, the Bd. agreed to hold on approval pending receipt of Chief Germann's input, requested last week. The AA will request same of him prior to Jan. 24.

Re: Town-Owned Property to be disposed of - the Bd. was to have given the AA a list of property they felt could be sold. Mr. Murphy stated that after reviewing the list, he would suggest that we advertise miscellaneous lots for sale which are not under Cons. Comm. We should restrict from that list any lots which may be of value to us in the future, i.e. lots near Groton Rd & lots near Crystal Lake...also, the West Fire Station should be included in the list for sale and the lot on Jensen Ave. listed as 'dump' should be placed on the list for sale. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advertise all of the above-mentioned lots for potential sale to anyone interested - persons interested should contact the Sel. Office and indicate interest, then, we can advise them to contact the Assessors for exact size, etc., of the lots. We will advertise them by streets and place a 1-month time limit on response regarding same.

The Bd. discussed the Cap. Imp. Plan. Mr. Murphy stated that we have not heard from Mr. Parks & other members of the CP&BC re: their intentions to re-activate the Comm. or do away with same. We have corresponded with Mr. Parks on a few occasions since his mtg. with the BOS, but have not heard from him to date. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan.voted to ask the Town Acct. to communicate with all Dept. Heads and determine what their capital needs are over the next 5 years and advise him to be prepared to present to the BOS 2 weeks prior to Town Meeting a report so that it can be presented for Town Meeting action. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to place an article in the '77 ATM Warrant to dissolve the CP&BC.

Last week the Bd. met with Jerry House, CETA Coordinator re: priorities and the filling of new positions. Mr. House developed a complete list of new positions which will be sent to Lowell - the Bd. will act on this list this evening. Mr. Lovering stated that the ground rules are that anyone currently on the CETA Program will be phased out on or before June 30 - some of the people are leaving next month, and according to the Lowell office there will be no exceptions--all the current persons who now work in our CETA Program will have to go; however, we will not lose these jobs, if we want to, we can hire other people to fill the vacant positions. There are some new positions on the priority list - community relations and training coordinator for the Pol. Dept., and

Unfinished Business continued

another new position could be **energy coordinator** who will be responsible to conserve energy in Town buildings. Mr. Lovering has no objections to any priorities on the list. Mr. Murphy stated that there arê some more newly created positions on the list, which are special projects assistant for the Sel. Office- also, we agreed to appeal Lowell's decision on the phase-out and we were to have asked for an extension until after Town Meeting - the Bd. agreed to ask Mr. House if he has completed these 2 tasks to date. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to ask the Lowell CETA office to use our phase-out list and to ask for an extension for the positions of Town Planner, Purchasing Agent and driver for the Council on Aging's Van until after Town Meeting. Also, the Bd. agreed to move the Eng. Aide for the Hghy. Dept. up to category B, and advise Mr. House of same. Mr. Murphy stated that he is concerned re: Special Proj. Asst. - if we could find an architect or a mechanical engineer to consider for this position we could have him work on the Central Sq. revit. program and we could utilize his advice to a great extent. Mr. Murphy further stated that this type of a position could be usefull in making recommendations re: space in schools for offices, should we have bldgs. turned back to the Town. The Bd. agreed that if necessary, we may have to raise the salary for this position, but we will discuss this later. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to adopt the priority list with Mr. Murphy's proposed change re: eng. aide. Next week we will have to vote on a brief description of duties & salaries for all persons on the list.

Last week Mr. Currier presented to the Bd. a report on Transportation. He recommended that the Bd. repoll the residents of the Town who previously indicated that as they worked in the trans. field, they would be willing to help the Town in any way possible, and he recommended that the Trans. Comm. be developed once again. Mr. Lovering and Mr. Murphy stated that it is their feeling that the Town, at the present time, is not in need of a Trans. Comm. Mr. Murphy stated that he is not sure that there is any future in small vehicles on a demand/response basis, perhaps there would be a need for trans. to sports events. Mr. Murphy stated that subscriptive service for commuters to railroad stations & bus stations, etc., has not been evaluated in Town, and also, often, bus services to Lowell duplicate the route of the Lowell Transportation, and some better arrangement of that run, in terms of a transfer at the line to available trans., allowing us to open our doors and sharing the fee on the way in may be something to look into. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to notify the remaining members of the Trans. Comm. and the persons who indicated some time ago who work in the DOT & offered their services to the Committee that the Town is not prepared to continue further with any trans. study at this time, but if we forsee a need for a study on trans. in the future we would come back to them for their input.

Corres. Sum.

Item 3 - Mr. Lovering commented that he was not aware that the Bd. was contemplating continuous use of a loudspeaker when the Bd. communicated with New Eng. Tape Ministries two weeks ago. Mr. Lovering stated that he will reserve some further judgement on this continuous use of a loudspeaker until the loudspeaker is used in the Center.

Item 5 - On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to award the bid for the re-roofing of the old section of the Police Dept. roof to the low bidder - G.A. LeGasse, in the amount of $3,800.

Item 10 - memo from Hghy. Supt. re: use of salt on Town roads - The Bd. agreed to ask Sec. Evelyn Murphy-Envir. Affairs Dept. if the State might look into Chelmsford's salt/sand ratio application & make some recommendations that would help the Bd. make a decision. Mr. Hart suggested that the Bd. & Fin.Comm. inspect the salt storage shed in one of the State yards to see the savings in the manner in which the State contains its salt. The Bd. voted to contact the Dept. of Env.Affairs to request their help in making recommendations to us in

Corr. & Su. continued

order that we, on a local basis, might grasp this problem & reduce our mix-maintain safety on the roads and also address the problem of the sodium content in our water, this action was taken unan. by the Bd. on a motion by Mr. Murphy, seconded by Mr. Lovering.

Item 13 - articles from Hghy. Supt. - Under (c) purchase 1 packer body for the Hghy. Dept. Waste Collection, Mr. Lovering stated that as there are still many open questions re: recycling, this item may change; under (g) purchase one sweeper broom for the HD, & sell 1 sweeper broom being used now by the HD, the Bd. requested that the PA put together for the Bd's. review some prices & info. on the rental vs. purchase of a sweeper & operator for same-the Bd. unan. voted to take this action on a motion by Mr. Lovering, seconded by Mr. Murphy. Mr. Murphy stated that last year we asked the PA to do an analysis on all purchases in terms of rental vs. buying such items - we will remind him of this.

Item 18 - the Bd. agreed to discuss the purchase of a new Fire Chief's car when the Bd. meets with the Chief on Feb. 5.

Item 20 - re: Mr. Gullion's resignation from the Town Forest Committee, and his recommendations for management of the forest. Mr. Lovering would like to know more info. re: Mr. Gullion's recommendation for surveys.

Item 24 - corres. from Sen. Edmund S. Muskie re: questionnaire re: Title II of PWEA. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan.voted to advise the Town Planner to furnish the Bd., for their approval, an answer to Sen. Muskie's questionnaire.

Item 28 - the Bd. agreed to discuss 'nova' compact cars for the Pol. Dept. when the Board meets with Chief Germann to review his budget.

Item 29 - the Bd. agreed to request the Council on Aging to submit a request to have this article re: Elder Services of the Merrimack Valley be included in the warrant for the '77 ATM, as it relates to the Council.

Item 30 - corres. from Bldg. Insp. re: zoning violation of Toll House located on front lawn of Town Hall - the Bd. advised the AA to include funds in the budget to have the Toll House moved - the Bd. will discuss the new location of the Toll House prior to April '77.

Item 36 - corres. from Ray Desmaris, COM Engineering Dept. re: sidewalk constr. on Concord Road. The Town had changed its sidewalk priorities & Gran. Rd. was considered as a higher priority than Concord Road - Mrs. Haines advised that Phillip Lynch will be on vacation for the next 3 weeks and requested that the Bd. meet with him on his return to work to discuss the construction & layout on Graniteville Road. Mr. Lovering stated that with regard to sidewalk construction, he discussed construction with Dr. Rivard on the telephone today, and it appears that there are 3 or 4 areas identified that are fairly short in distance which, if sidewalks were constructed in these areas & plowed, etc., substantial amounts of school children could walk to school,thereby cutting down trans. costs. The Bd. agreed to invite reps. of the School Comm. & Dr. Rivard to attend a Sel. Mtg. in the near future to discuss this matter - also, the Bd. agreed to request the School Comm. & Dr. Rivard that prior to this mtg., if they have any plans or info. which may be beneficial to the BOS for review, we will request that they forward said plans, etc. asap, in order that the Bd.will have sufficient time before the mtg. to review this information.

Item 39 - Bd. agreed to change date of mtg. at East Fire Station to 2/5/77 as previously discussed at this mtg. re: Sat. mtg. with Fire Chief.

Item 43 - corres. from Chief Germann re: no complaints on file in PD re: drinking on Bowl Road - Mr. Murphy stated that residents had attended a Mtg. & informed the Bd. of this problem, we did not have any written corres. on the problem, however, we forwarded the info. provided by the residents to the Police Chief.

Corres.Sum. continued

The Bd. agreed to forward a copy of this corres. to Mrs. Dunn, the representative of the neighbors in the vicinity,& request the PD . to check the area in the Spring when the problem may present itself again.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's, recommendations on the Corres. Sum. as amended and to include same in the minutes of the meeting by reference.

New Business

Mr. Currier addressed the subject of residence preference re: Civil Service Requ. Lists. He stated that regarding the potential police appointment by the BOS, the Bd. had discussed local preference and the Civil Service List we received back, which did not necessarily have local persons on the list. Mr. Currier did some research on the subject with a private attorney for one of our policemen and with Chief Germann. When we requested the list for Int. officers, we asked for local residence preference, which we rec'd; but there were only 6 men who qualified who live in Town - we rec'd. a total of 10 names- 4 of which do not live in Town and CS came up with people who do not necessarily live in Town, regardless of the fact that we requested residence preference. We have 2 choices here-one is to go by our old letter (when we asked for the Int. list) and advise CS that we requested that local preference be given to that list and we rec'd. 6 local names&4 additional names which were not local, and we should ask CS where those 6 names stand on the list; or, we can corres. now with CS and request that when they forward us a list for permanent men, ask them to give our local men preference. Mr. Currier stated that we should make a decision on this now. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request CS to forward us a list for local preference. In the past the Pol. Chief has always requested local preference; however, this time he did not request local preference - the Bd. agreed to request that Chief Germann advise them why he did not request local preference in this matter. Mr. Currier stated that there may be a point of law in this matter - if we ask for local preference, we are entitled to receive it.

On a motion by Mr.Currier, seconded by Mr. Palmer, it was unan. voted to forward a letter to the Hghy. Dept. Employees and the Supt. of Streets,(and include same in their paychecks this week)indicating that in light of the conditions that existed during the past few snowstorms, the Bd. feels that they did a very commendable job plowing, etc. during the past week's multiple storms. Mr. Lovering commented that he has rec'd. calls from residents who are unhappy with the snowplowing operations. He stated for the record that the only way in which the Hghy. Dept. can get snow off the streets is to plow it up against the sides of the streets - therefore, some residents will have to shovel out the end of their driveways themselves, as it would be impossible for the Hghy. Dept. to perform this task.

The Bd. agreed to request a status report from the Town Planner re: Drop-In Center on Mill Road for the elderly, i.e. when will we receive funds for same, what will actually happen at the Center, and as it proceeds, we should be advised of some of the details of the renovation.

The Bd. agreed to request the Police Chief to advise them in writing if a 'yield' sign should be placed on Westford Street as it intersects with North Road to slow some of that traffic down, as there are a number of accidents in that area, especially in this winter weather.

The Bd. agreed to ask Chief Germann to have the PD monitor North Rd. for a period of time to insure that no heavy trucks are operating on North Road, as they have been restricted from using North Road, and further, the Bd. agreed to ask the Chief to make use of his CB radio to inform truckers that the Town has an alternate route for trucks which is Route 110. It was also agreed to request the Eng. Aide to inspect 495 & Rte. 3 to see if any warning signs of this restriction have been posted by the State re: 24-hour ban, as the State informed Mr. Lovering they will erect said signs if deemed necessary to alert the truckers.

New Business continued

On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to request our rep. on the MCAB (Sel. Palmer) to telephone Mayor Clark of Waltham, Chairman of the MCAB, and ask him to give Mr. Palmer an explanation re: recent salary increases to several persons in County government. Next week Sel. Palmer can advise the Bd. of his findings, or Mayor Clark can forward them in writing to the BOS. The Board agreed that the size of some of the increases in salary for county employees involved is alarming.

Mr. Lovering requested that the Bd. take a position on the question of Town Manager, as it will be on the ballot this year as a question. This item will be placed on the agenda for the next Sel. Mtg. on Jan. 24 for discussion.

Mr. Lovering stated that he was concerned after reading newspaper articles concerning Sen. Harrington's proposals re: the establishment of controls on local communities by the State of Mass. Mr. Murphy informed him that the MLC&T has not yet investigated the matter fully; however, Mr. Murphy feels that what the Pres. of the Senate is referring to is the Mass. Taxpayer's Foundation suggesting in their report some levy merit aimed primarily at 3 or 4 mismanaged communities in the State. Mr. Murphy stated that the League is scheduled to meet with the Sen. Pres. & Speaker of the House some time within the next 2-3 weeks to outline priority packages for the municipal organizations & this question can be raised at that point in time.

Mr. Lovering informed the Bd. that he has been advised that Chief Germann forwarded a letter to the Ret. Board re: Norman Wellington's request for Retirement, and stated that he feels that Officer Wellington is entitled to retirement under that legislation. The Bd. last week voted to forward a letter to the Retirement Board stating that the Chelmsford BOS are opposed to Officer Wellington's request for Retirement under that legislation. Mr. Lovering said that both the Chief and the Bd. of Sel. have, up to this time, jointly responded to this problem, and made their feelings regarding this case known to each other. Mr. Lovering further stated that he feels that it was an error in judgement for the Chief to forward said letter to the Ret. Bd. without consulting with the Bd. of Sel. first. Mr. Lovering stated that we should have worked collectively on this, as now it would appear that we are divided.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to go on record with the Speaker of the House & Rep. Keverian stating that the Bd. feels that we can support the redistricting proposal for Chelmsford and we believe that it is in the best interest of our Community.

Mr. Lovering stated that negotiations for Police, Fire & Highway Depts. will be fast upon us, and we are getting behind in the negotiation process. The Bd. agreed to contact our Labor Relations Advisors and get a number which we will use as the figure for increases in the 3 depts. If necessary, a mtg. can be scheduled within the next two weeks with MLA&M to discuss this matter.

The Bd. agreed to invite the Sewer Comm. in to a sel. mtg. asap to discuss sewerage/sludge impact on our agreement with Lowell.

Mrs. Haines informed Mr. Lovering that requests for recorders in the cruisers are included in the Police Chief's budget.

Mr. Lovering offered the following articles for the Board's consideration in the 1977 ATM Warrant - they are as follows: 1) create position of Engineering & Landfill Operations at $20,000; 2) implement Camp, Dresser & McKee Report dated Nov. 8, 1976 for San. Landfill Development at $253,000; 3) purchase parcels of land adjacent to Swain Rd. landfill for future landfill operation; 4) require

New Business continued

Planning Bd. to be required to obtain engineering acceptable "as-built" drawings as a prerequisite to approval of bond realeses to contractors or applicants who appear before them for street acceptances; 5) spend $15,000 for outside prof. consultant evaluation of efficiency etc. at Police Dept; 6) establish bylaw prohibiting running of carnivals or amusement establishments in Town; 7) extend Leash Law requirements to 24-hours per day & provide a fine of $25 for violations - in addition to any fees the Dog Officer has to pay to keep the dog prior to return of the owner; 8) appropriate $3,500 to allow BOS to obtain a duplicate set of maps resulting from aerial photography project if necessary; 9) establish bylaw for a permit for use of loudspeaker in Town from BOS when they deem it in the best interest of the community; 10) withdraw from Civil Service Program of the COM as it relates to the Police & Fire Depts; 11) establish bylaw prohibiting door to door delivery of advertising or informational material either singularly or collectively packaged throughout Town-this does not apply to US Mails or delivery by commercial stores or the delivery of flowers packages, gifts, etc., the intent is to prohibit unauthorized delivery of literature on a blanket basis; 12) establish a bylaw prohibiting roadside sale of flowers, blankets, paintings, gifts, fish, food, rugs and trees without the issuance of a license by the BOS - the intent is to prohibit temporary roadside stands that are usually erected at high traffic points to sell a product for a brief period. Mr. Lovering discussed the first three articles in further detail, regarding the landfill, as follows: We have to insure that the space left in the landfill is used wisely. At the last ATM the voters gave the BOH money to update the Camp, Dresser & McKee Report to reflect the difference in the landfill from 1971 to 1976, in order that we could go from a part-time landfill to a full-time landfill in 1976. The report is complete and is under date Nov. 8, 1976. Mr. Lovering was quite surprized that some members of the BOH and the Supt. of Streets had not read the report, and no copies were forwarded to the BOS. Mr. Lovering secured a copy for this office from Mr. Morris, and he spoke to Dr. Caniff, Chairman of the BOH last week re: policy outlining who controls the landfill. Dr. Caniff spoke for himself only, however, he agreed with Mr. Lovering that the Board of Health should have responsibility for the Rules and Regulations as it relates to health at the landfill - but it would be the BOS who would have the responsibility for the actual maintenance, logistics and the physical operation & running of the landfill. Mr. Lovering stated that he would like to develop this as some type of policy, and it should be addressed in the not too distant future. The significant part of this report is the cost. Initially, it will cost our community $253,000 - the report has been submitted the the COM for approval, but it has not been approved to date. Some small changes will have to be made, but in time, it will probably be approved. Included in that amount ($253,000) will be things like culverts, drainage, clearing the land, etc., and the equipment alone will be $95,000 - the annual operating costs per year for the landfill will be approx. $135,000. If we so desire, we can forget about this report, and use the landfill haphazardly and run the risk of having the State shut us down, which they probably will, - or we can say that the future to solving this problem in Town is a mandatory recycling program to reduce the material going to the landfill, as well as a good, solid landfill, which will be State approved, and maybe we can buy ourselves 7 to 9 years of life, and maybe by that time there will be either a regional facility or technologically there will be some other way to solve the problem. It is Mr. Lovering's feeling and that of the EAC that re: position of Engineering & Landfill Operator at the landfill, we should hire someone who is a competant engineer to act as liason with all our engineering people & run the landfill in accordance with our engin. set of drawings - it should be run through use of outside sub-contracting companies & we should bid anually on the running of the landfill - it will require someone on our payroll to make sure that it is done properly, and that is why we need a new position.

Re: Corres. Sum. Item 38, on a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to appoint Arthur Bellemore, CETA employee, to fill the position of permanent employee in the Highway Dept. Mr. Bellemore worked in the

New Business Corres.Sum.

Hghy. Dept. under the CETA Program as a laborer - he will be transferred as a permanent employee in the Hghy. Dept.The Bd. previously voted to take this action (memo 4/23/76 to Mr. Rondeau).

Mtg.Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 11:20 PM.

For the Board of Selectmen, by
Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held January 24, 1977. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer and Mr. Murphy. Mr. Lovering was out of Town on business. Mrs. Haines, Adm. Asst. was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Jan. 17, as corrected.

Mr. Hart announced that the Chelms. Hockey Assoc. has guests coming in this week from Chateauguay Minor Hockey Association, Chateauguay, Canada. Certificates were prepared for both Chelmsford and Canada's teams. Mr. Murphy will represent the Board on Saturday morning at Skate III to present the certificates.

Mtg. with residents of Picadilly Circle re: St. Acceptance

A mtg. was held with all residents of Picadilly Circle (five residents from various households on Pic. Circle) re: Street Acceptance. The Bd. agreed that plans furnished to the Sel. last week by Mr. Keller could be accepted as "as-built" plans, as they meet the requirements for same. Mr. Hart stated that the Bd. must have the linen and legal description of the street to comply with the Rules & Regs. for St. Acceptance. Mr. Keller advised the Bd. that he obtained the plans from Mrs. Shirley Hopkins, who lives in the first home built on the street, she rec'd. the plan from Mr. Sergi when he finished his work on the street. Another gentleman stated that he forwarded Mrs. Haines a set of corrected plans which include all changes on the street in the past few years. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan.voted to waive the requirement of linen & legal description for Pic. Circle, pending contrary opinion from Town Counsel. We will 1) schedule a Public Hearing for St. Accept. of Pic. Circle, notifying all abutters of same; 2) place an article in the 1977 Annual Town Meeting Warrant for St. Accept. of Picadilly Circle; and 3) after Town Meeting action and after the Bd. determines that the St. is prepared for acceptance, the BOS will formally accept Pic. Cir. at a regular Selectmen's Meeting in early Summer.

Mtg. with Katy Hughes re: Class I Auto Dealer's License for Wheels for the Handicapped

At 7:45 PM the Bd. held a mtg. with Katy Hughes and her counsel, Daniel Coughlin re: her application for a Class I Auto Dealer's License at 100 Drum Hill Rd. Her main intent for the license is to modify wheelchairs, etc. for handicapped persons in order that they may be able to drive vans with the appropriate equipment. Mrs. Hughes stated that no more than 4 vehicles would be on the premises at one given time for modification, and she uses the Sunoco Station at 100 Drum Hill Road to modify said vans. She intends to obtain 3-4 dealer plates from the Registry of Motor Vehicles for this purpose. The vans would be equipped to enable a handicapped person to ride in a van as a passenger or to enable a quadriplegic to drive a van. The vans would be modified on a per-order basis only. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to grant a Class I Auto Dealer's License to Katy Hughes, at 100 Drum Hill Road with a restriction that no more than 4 vans be on the premises at once for modification for handicapped drivers.

Board Reports

Mr. Palmer reported that per Mr. Murphy's suggestion at last week's meeting, he

Board Reports continued

called the MCAB last week re: salary increases in terms of a change in the budget. Mayor Clark was out of Town, but Mr. Palmer spoke to a staff member who informed him that the MCAB advised that there would be no salary increases or expansion of personnel this yr. in Mid. County. When the Legis. returned, one of the budget items (#28) included $25,000 for reserve for salaries. Not enough members petitioned the Gov. not to sign it, and it was signed by the Governor. Mr. Palmer stated that he hopes that things like this in the future can be avoided. Mr.Murphy stated that this BOS did not receive any notification of changes in the budget, therefore, we were not made aware of the problem by the Ad. Bd., and we did not have an opportunity to comment on it. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to correspond with the MCAB requesting that subsequent to any budget decision by the Comm. on Counties, if there is a discrepancy or any controversy regarding an item in the budget of concern to the cities & Towns, we would request that we be notified, in order that we can respond to same; and ask that the MCAB take a public stand with the Comm. on Counties, County Commissioners and the Governor regarding the increases in the budget being out of line with the public statements made by the Commissioners.

Mr. Murphy reported that with regards to the Comp. Perm. Committee, we are awaiting an answer from the Bd. of Appeals & League of Women Voters re: their reps. on the Comm. The LWV has agreed to have joint Chairmen to share the workload of the Committee. Hopefully, a mtg. can be scheduled next month with the entire membership.

Adm.Asst. Reports

The AA reported that she interviewed 6 women for the position of Part-Time Clerk in the Sel. Office. She recommended that Mrs. Alice Berkeley, 60 Harding Street, North Chelmsford be appointed to fill the position caused by the leave of absence of Mrs. Barlow. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint Mrs. Berkeley as part-time clerk in the Sel. Office.

Dept. Head Reports

The Bd. discussed a Request for Transfer from the Town Accountant for $30,000 (which may not be sufficient) to be transferred to the Ins. Dept. The transfer is necessary due to insufficient original appropriation due primarily to an unknown increase in our Workmen's Comp. experience rate (23%) in the current & past fiscal year. The trans. is for prop. liabil. & all types of ins. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to discuss this request for transfer with the Ins. Adv. Comm. at their budget session with the Bd. on Saturday morning - the Bd. will take no action on same at this time.

Mr. Murphy stated that we have asked several dept. heads for status reports, & we have not received same to date. They are: Purchasing Manual with revisions; Tree Warden-corres. re: scenic roads; Chief of Police-local preference & Sec. II & III Pol. Rules & Regs; place corres. from Tn. Acct. on Corres. Sum. for 1/31; Purch. Agent & Hghy. Supt.-use of wetted salt technique.

The Bd. agreed to request the Town Engineer to review the county plan furnished by Mr. Lynch on Graniteville Road, and advise the BOS, prior to their mtg. with Mr. Lynch,County Engineer, if he sees any problems on the plan re: the Selectmen's going ahead with acceptance of the plan.

Unfinished Business

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to appoint Robert Loyd, Three Larssen Circle, as Mechanic for the Highway Department.

No names have been received for appt. to the HRAC to date.

We are awaiting corres. from Chief Germann re: Sections II & III-Pol. Rules and Regulations.

Unfinished Business continued

Re: Town Manager, Mr. Lovering had left a note to Mr. Hart suggesting that the BOS conduct a Public Hearing to discuss pros & cons of Town Manager. After much discussion, the Board agreed to, upon Mr. Murphy's volunteering for this task, allow Mr. Murphy to try to obtain several speakers to discuss at an open-forum type of meeting, the pros and cons of Town Manager, or other types of positions comparable to Town Mgr. The Mayor of Newburyport was suggested, as were the City Mgr. of Cambridge and full-time Selectmen from the Cape. They could have 15 minutes each to speak, perhaps there could be a question/answer period. Also, population should be considered when choosing the speakers. Mr. Murphy will get back to the Bd. with some names & other info regarding this hearing. The LWV and Jaycees, etc. may be interested in attending this hearing & could solicit their membership to attend.

Re: CETA Salaries, Mrs. Haines advised the Bd. that she reduced the salaries of the Purch. Agent, Town Planner & Rec. Dir., as they exceeded the limit of $10,000 on the list. Mr. Hart suggested that we use CETA money to put an architect to work on the staff, to start with the Central Square re-vit. project, and then he could work on other projects. Mr. Hart stated that for someone like this, the salary outlined may not be high enough. Mr. Murphy stated that he would like to establish two positions for Special Project Assistant - one without the special architectural background & the salary that is here; and another position for Sp. Proj. Asst. with a slightly different title which would have a higher salary - then, based upon who is available, we could appoint only one of the two positions - we could identify 2 positions & plan to appoint only one-we would only fill that one if we get a truly qualified person. Mr. Hart stated that in the job description we should specify that we are looking for someone with architectural background & mechanical engineering background & if we raise the salary we will have a better chance of hiring someone qualified. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to add a new position of 'Special Projects assistant-Engineering' establishing a salary at the max. figure--$10,000 per year, and it was further voted to make that position a very high priority & move it to Category A - the Bd. approved the rest of the list.

Budget Approvals -

a) Veterans' Benefits - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Vet. Ben. budget in the total amount of $87,776--sal: $10,600; Clerk: $1; Expenses: $2,000; Cap. Outlay: $175; Cash & Material Grants: $75,000. Vet. Agent Sal. increase will be at Tn. Mtg. The Bd. intends to fill the $1 clerical position with CETA personnel.

b) Youth Center - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the YC budget in the total amount of $29,788--sal: $19,030 broken down as follows: part-time sup: $4063 - chief part-time sup:$3,910 - coordinator: $11,057; expenses: $9,618; outlay: $1,140...the Bd. agreed to change part-time chief sup. from 52 to 49 weeks of work-clerical & co-op positions to come from CETA.

c) Cable TV budget - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the CATV budget in the total amount of $100.

d) SHARE- On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the SHARE budget in the total amount of $23,737 - 75¢ per capita.

e) Indus. Dev. Comm. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to submit a budget of $00.00 for the Indus. Dev. Comm.

f) Mem. Day Comm. - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve a budget for the Mem. Day Comm. in the total amount of $1,500.

Unfinished Business continued

g) Building, Gas & Wiring Budgets:

Building Dept. budget - by line item - Inspec. sal: $17,093; Sen.Clerk: $1; vac. & sickness: $1; transportation $1,511; expenses; $2,400; out of Town exp: $250; plumbing insp: $2,000; local insp: $1; part-time sen.clk: $1. There was much discussion re: transportation figure. On a motion by Mr. Currier, seconded by Mr. Murphy, it was voted one in favor-three opposed-Selectmen Hart, Palmer & Murphy to approve the Bldg. Dept. budget in the total amount of $23,256 - motion was defeated by a majority vote. Mr. Murphy stated that the $1,511 is predicated on trans. for 1 inspector, and he does not feel that this amount would be sufficient for the Bldg. Insp. & asst. for trans. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted three in favor, one opposed-Mr. Currier, to modify the trans. amount from $1,511 to $1,800 - which would change the total budget amount to $23,547, which the Bd. adopted by a majority vote.

Gas Inspector's budget - by line item - Inspec. sal: $3,750; exp: $600; trans: $750; out of Town exp: $100; vac. & sickness: $1; ½ sen. clerk: $1. Mr. Currier moved to approve the Gas. Inspection Dept. budget in the total amount of $5,202--motion failed for lack of a second. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted three in favor, one opposed-Mr. Currier, to modify the expense acct. from $600 to $650, and modify trans. from $750 to $825 - which would change the total budget amount to $5,297, which the Bd. adopted by a majority vote.

Wiring Inspector's budget - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted three in favor, one opposed-Mr. Currier, to approve the total budget for the Wir. Insp. Dept. in the amount of $17,072. Mr. Currier's reasons for opposition were the same as he stated above. Breakdown is as follows: Insp.sal: $14,000; exp: $1,070; sen. clk: $1; vac. & sickness: $1; trans: $1,650; out of Town exp: $350.

Mtg. with DPW Study Comm. re: articles for '77 ATM & Innovation Group

A meeting was held with members of the DPW Study Committee re: warrant articles and innovation group. Members present were: Gerald Silver; Richard Russell and Henry McLean. Mr. Silver explained to the BOS the many channels which the DPW Study Comm. had pursued to obtain funds for the comm's. projects-without success. The Comm. then solicited proposals from many firms to act as consultants to perform various tasks & surveys for the Comm. After a long search & interview process, the Comm. selected Charles Evans & Assoc., 73 Tremont Street, Boston - proposal cost was $12,500 - a copy of all this data was furnished to the BOS previously. The study has the option to include the Sewer Dept., and it is intended to be quite specific in nature. This amount of money for the study will have to be approved by ATM action. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to give conditional approval to the DPW Study Comm. to allow Charles Evans & Assoc. to perform services in the amount of $12,500, if same is voted at Town Meeting and conditional upon execution of contract. Mr. Silver then gave the Bd. background on the New England Innovation Group and he advised the Bd. that Mr. Cox, Director of the NEIG made a proposal before the DPW Study Comm. to participate in a project dealing with technological public works management at the local level. Mr. Silver stated that the Committee is requesting permission from the BOS to participate in such a program with NEIG. The project will cost approx. $25,000, and NEIG can pay for $15,000 of this cost. If five communities (four other than Chelmsford) join, then each community would be requested for pay $2,000 for its share in the program. Mr. Murphy suggested that Mr. Silver explore the possibility that if other communities join, the cost for each community may be less than the $2,000 mentioned above. Mr. Silver presented the Bd. with a detailed pkg. of information from NEIG outlining this project. Other communities who indicated interest are: Falmouth, Westwood; Worcester; Haverhill; Natick; Methuen; Fall River; Agawan and Winchester. Mr. Silver was advised by Mr. Murphy that an article would have to be placed in the ATM Warrant for 1977 to include this participation in NEIG's project. The Bd. agreed to place an article in the 1977 ATM for this request - Mr. Silver will give

Mtg. with D.P.W. Study Comm. continued

the correct wording for said article to the AA as soon as possible - the DPW Study Comm. will also submit another article for the Chas. Evans proposal & project implementation. The Board agreed to allow the DPW Study Comm. to continue to work towards getting the other Towns to join this project - however, approval from the Townspeople cannot come until Town Meeting. Until we get the funds, & TM approval the Bd. cannot endorse the project for expenditure of town funds.

Corres. Sum.

Item 4 - corres. from Timothy O'Connor re: A.L. Post #366 taking over use of old East Chelms. Fire Station on Gorham St. for its headquarters - the Bd. agreed to have the AA research this, as it was thought that it was voted at TM some time ago to give the bldg. to the Legion. Also, if the bldg. is given to the Legion, a lease should be drawn up with restrictions & an outline of how the Town could get it back, should we so desire. This will be placed on the Agenda for discussion at mtg. 1/31 with the Town Meeting article.

Item 7 - Mr. Murphy stated that he would like to see a rep. of a group of Town Hall Dept. Heads, including the BOS, view the McFarlin School to see where offices were, etc., in order that costs may be compiled re: modification of the bldg. We can discuss this at the meeting scheduled with the School Comm., and perhaps view the bldg. & discuss the areas which will be avaialble in the next 3 years. Also, the Bd. agreed to request Town Counsel to advise them if the $10,000 approved at the STM can be used or converted for use to renovate the McFarlin School for future use as a Town Hall.

Item 11 - The Bd. agreed to thank Mr. Tebeau for his article re: interest savings; however, the Bd. feels that the Town is not ready to mail out tax bills monthly for payment. The Bd. agreed to forward the article to the Treasurer, and advise Mr. Tebeau that we are not borrowing in anticipation, we are managing quite well.

Item 12 - corres. from a Boy Scout, Donald Codling, working on his Eagle Project re: placing of granite markers along Minuteman trail route from Chelms. to Concord. Mr. Murphy stated his concern re: public safety, as often times, the markers represent a hazard, people knock them down, etc. The Bd. agreed to ask the County Engineering Dept. for some input re: installation of these markers and public safety - if the County Engineering Dept. approves of same, they could be installed with the assistance of the Highway Department to make sure that they are on Town property & in accordance with safety requirements.

Item 15 - Board discussion re: corres. from resident on Belmont Drive recommending installation of lights on Boston Road. The Bd. agreed that there is quite a problem re: traffic on Boston Road in the morning & evening rush hours, however, the Bd. does not think that lights would be the solution to the problem. Mr. Currier spoke with the Chairman of the Billerica Bd. of Sel. to determine whether or not Billerica is also experiencing these traffic tie-ups - they are, on Rte. 3A. The Bd. agreed that any solution to the Route 4 problem would logically commence with the widening of Route 3. On a motion by Murphy, seconded by Mr. Currier, it was unan. voted to notify Chief Germann to vary the location of two radar cars at varying times to include stationing them in the Northbound & Southbound lanes in the AM & PM; it was further voted to correspond with the Billerica School Department to determine whether or not there is any way in which they could modify the bus schedule on Rte. 3A Billerica (Rte. 4 Chelms) to curb the heavy traffic jams, which would include re-routing of the bus, or expedite traffic by bus driver practices, which would include pulling to the side of the road to allow traffic to pass, or turning around.

Item 20 - On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to grant a Weighers' License to Daniel P. Brady, Supt. of Glenview Sand & Gravel.

Corres.Sum. continued

Item 26 - Board discussion re: letter from Allen R. McWade, IUOE re: choice of Mechanic for Hghy. Dept. The Bd. agreed to notify Mr. McWade that Mr. Ferreira's name was on the list for applicants considered for the job; however someone else with stronger qualifications was chosen for the job.

Item 28 - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to amend the AA's recommendation as follows: Bd. to advertise for bids for 150 student desks - if the Bd. wishes to reject the bids after the opening, then we can sell the desks for $1 each, as we did in the past at the East School.

Item 29 (Tiki Hut) and Item 30 (Center Deli) - corres. from Clement McCarthy -Bd.dis. re: warrant articles planned for the '77 ATM Warrant & Mr. McCarthy's request that the Sel. advise if they still wish Mr. McCarthy to press for trial on both cases or if he should await the outcome of Town Mtg. action - On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to instruct Town Counsel to continue with the case and to request him to press for speedy trial on both cases.

Item 34 - Board discussion on corres. from Clement McCarthy re: st. acceptance of Picadilly Circle & as-built plans - On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to communicate with the Planning Board and ask, if in fact, it is their policy to withhold funds from the developer until the as-built plans are delivered (as indicated in Mr. McCarthy's response), and, if it is not their policy at the present time, the BOS suggest that they seriously consider doing it right now as a matter of policy.

Item 36 - request from Mary McAuliffe, Veteran's Agent for trans. from the reserve fund for a sen. clerk in the amount of $2,300 - the Bd. discussed this Sat. morning at the budget hearing with Mrs. McAuliffe - On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to deny her request for transfer for sen. clerk, as it is the intention of the BOS to hire CETA employees as clerks for various departments, including Vet. Dept.

Item 37 - re: corres. from Bob Flynn, Town Planner re: HUD Com. Dev. Pre-Application for fiscal 1977 - Mr. Flynn recommended that a committee should be formed to have the responsibility to oversee & coordinate the project with reps. from the Council on Aging, Chelms. Sen. Cit. & BOS - project is the Sen. Cit. Drop-In Center on Mill Road - the Bd. agreed to forward letters to the above groups soliciting membership, etc. on such a committee - a committee can be formed within the next month regarding this project.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the Adm. Asst's. Recommendations on the Corres. Sum., as amended, and to include same in the minutes of the meeting by reference.

New Business

The Bd. discussed 2 letters in the Reading Folder - one to Mr. Flynn and the other to Mr. Bienvenu from the Planning Bd. re: various problems in Town, in which the Planning Bd. requested that both of the above-mentioned persons work directly with the Planning Bd. to provide input, etc. on problems re: sidewalks, drainage, zoning, etc. The Bd. discussed this corres. on Sat. AM. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to advise the Planning Bd. that the BOS have no objection to persons working on projects for the BOS advising the Pl. Bd. what they are doing; however, they work out of the Sel. Office, and we should be advised of any requests made of them by the Planning Bd.

Mr. Currier stated that apparently when the County Eng. Dept. does layouts for sidewalks, the Town does not get charged, we get assessed. One of the things the School Comm.has recently discussed is sidewalks on Boston Rd. from Wildes Rd. to the South Row School - perhaps we should ask the County for a layout of that area, as the 1975 sidewalk article still has $5,000 left in it - Mrs. Haines

NewBusiness continued

advised Mr. Currier that the funds will be spent on North Road. Mr. Murphy stated that Boston Road has always been on the list, under the 3-year program, for next year - the county will only do one per year. Mr. Murphy stated that we have already asked the county to do the layout for Boston Road as a priority for next year.

Mr. Currier stated the Town Acct's. budget sheet shows under the Hghy. Dept., a new equip. article, which is on every year, and it shows an unexpended balance of $27,050.60 - Mr. Currier requested that the Tn. Acct. advise the BOS how much of this amount will go towards the repair of the Michelin machine, or how much will be encumbered for same. Mr. Hart stated that the money was in an article for the purchase of a front-end loader, and after the article was approved, the Bd. decided to put the money towards re-building the old machine-Mr. Hart further stated that the money in the warrant for purchase of equipment cannot be used for anything but that. Mr. Currier requested that the Tn. Acct. advise the BOS what restraints were placed on the $27,050.60-can it be used for highway new equip., or just specifically for a front-end loader.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted that beginning February 1, 1977, all requests for expense payments, which include mileage expenses, must show beginning and ending business mileage from odometer readings - these figures shall be shown by day on the face of the expense voucher or statement that is filed by each person in Town - this is for all depts.which come under the Town budget & all persons who receive expenses - this will be submitted weekly, and will include daily readings. This is in accordance with Federal & State laws.

The Board agreed that the date for final wording of articles for the 1977 Annual Town Meeting Warrant will be Friday, January 28, 1977 for any Town resident or board, commission, department or committee. The AA was requested to advise all persons by telephone asap who submitted articles in rough form of this final submission date for formal wording of articles.

The Bd. requested that the AA contact the Fin. Comm. to determine when the mtg. will be with them to review articles.

Mr. Murphy stated that the Bicen. Comm. should be requested to select photos from the Bicen. celebrations for submission in the AT Report and ask them what their role will be at the Sel. Mtg. on Jan. 31. Also, Mr. Murphy would like some info. from the Bicen. Comm. re: # of booklets left over which describe historic points in Town - we could ask them this at the mtg. on Jan. 31, and we can discuss disposition of the remaining copies.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request Town Counsel James Harrington to meet with Charles Zaroulis, Spec. Tn. Counsel re: East Gate Plaza matter to establish a transition program re: East Gate Plaza case, as Mr. Harrington can handle this case, as he has no conflict of interest with other parties concerned with the case - this should be accomplished by March 1, the same timetable given to Mr. McCarthy & Mr. Harrington for their transition report.

Mrs. Haines advised the Bd. that Rep. Freeman has requested that the Feb.7 mtg. with our reps be postponed to another date, as he cannot attend same on 2/7.Mr. Murphy stated that the intention of our letter to the legislators was to determine what type of programs they have filed and to get a commitment from them on the municipal package--in light of that, Mr. Murphy provided each Bd.member with info. re: municipal pkg. in order that the Bd. may discuss same the week before the reps. come to our mtg.He also gave each Sel. a copy of position papers on Col. Bargaining-the rest of the position papers will be handed out at the mid-yr.conf. of the Mun. Organizations in mid Feb. Same will be scheduled on agenda for 1/31 in case the Bd. has any questions regarding these subjects, and hopefully we will be prepared for our meeting with our reps., when same is re-scheduled.

New Business continued

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 10:10 PM.

Meeting Adjourned

For the Board of Selectmen, by

Bonita Towle

Regular Meeting of the Board of Selectmen held January 31, 1977. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, AA was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Members Present

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Jan. 24.

Minutes Adopted

New Business

Mr. Currier will provide the Bd. with a written report next week on a mtg. he attended this past week at Civil Service in Boston.

Mrs. Haines advised the BOS that a mtg. will be scheduled in the near future to discuss articles.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve a request for trans. from the Reserve Fund for the Ins. Dept. in the amount of $30,000 for pro . liabil. & all types of ins.

Dept. Head Reports

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to instruct Ernest Day, Town Acct. to perform an audit on the Sinking Fund, prior to a new treas. being appd. to the Sinking Fund.

Mtg. with Sewer Comm. re: sewerage/sludge

A mtg. was held at 7:35 PM with the Sewer Comm. to discuss sludge/sewerage. Mr. Jos. Gutwein & Mr. Ted Rapallo were present. After much discussion re: discussions with City of Lowell re: sludge, it was agreed that a meeting will be set up by the AA as soon as possible to discuss same with the Planning Board; Sewer Commission; Board of Health and Paul Bienvenu and the Board of Selectmen. The Bd. agreed that the problem should be addressed as soon as possible, in order that the Town's position may be formed by a consensus of opinion of these groups. Lowell wants us to take care of all of the sludge, not just Chelmsford's share. Sludge is odorless and is a jelly-like substance. It is 75% water. The Sewer Comm. is awaiting a reply from Lowell re: our plan; however, if they receive word from Lowell prior to the date of the above-mentioned meeting, our meeting can be re-scheduled in order that the Sewer Comm. can submit Chelmsford's opinion at the mtg. with Lowell - Chelmsford does not think that it is fair for our Town to have to handle Lowell's sludge, in addition to our own. This matter will be discussed in greater detail at said mtg.

Dept. Head Reports cont'd.

Re: insurance, we have been advised that costs associated with Workmen's Comp. and accident insurance have gone up quite a bit in the past year. Mr. Murphy suggested that a safety program be instituted with the Police, Fire & Hghy. Depts. to curb these expenses; also, we have a bylaw re: employees receiving physical exams prior to appointment - we should remind the Depts. concerned of this bylaw, hopefully, this will help reduce some of our costs re: workmen's comp. - also, records of physical examinations should be kept on file on a permanent basis. The Bd. agreed to instruct Chief Reid to set up the 1st. meeting of the Pol. Hghy. & Fire Depts., during which time they will meet with the Ins. Adv. Comm. to discuss the safety program, with perhaps an incentive program included. The Chief can advise the BOS of the outcome of said meeting.

A mtg. was held with Robert Anderson, of Independent Delivery Service re:

Mtg: with R.Anderson-Indep.Deliv. Service re: plastic bags of ads

delivery of ads to homes in Chelmsford in plastic bags. Mr. Anderson stated that his main concern is to provide service to residents of the Town, and he has, this past week, inserted a card in his delivery bags, on which residents may notify him if they do not wish to receive these packets weekly. He stated that on Feb. 21 his firm (Beacon Publications) will enclose a free newspaper in the plastic bags, along with the ads. He has only received approx. 12 complaints, and he is seriously concerned over the proposed article which would prohibit these type of deliveries in Chelmsford. He stated that his company employs youths, as well as adults in Chelmsford for the deliveries. Recently, he has initiated the program whereby if a resident does not wish to receive the packet, but does receive it through an oversight, an adult then checks up on the youth's route to determine if any errors have occured. Mr. Lovering stated that he suggested the article due to the Town's concern, as many residents have telephoned him with complaints re: these deliveries, i.e. the manner in which they are delivered, and many residents feel that if they do not pick up the packets soon after delivery, or if they are away for the weekend, this could be an open invitation for breakins & burglaries. The Bd. agreed that Town Meeting is the place for further discussion of this subject, as the voters themselves can express their feelings re: these deliveries. Mr. Lovering stated that he does not, from personal experience, believe that Mr. Anderson's plan for residents to stop receiving delivery is foolproof, and he thinks that it may not work as effectively as Mr. Anderson proposes that it will. Mr. Anderson stated that he will enclose a card three times per year on which residents can advise his firm if they do not wish to receive the packets. Also, the name, address & tel. # of the paper will be included in the future on the publication. Mr. Lovering's main concern is to reflect the concern of the people in the community. Mr. Anderson will make a dedicated effort to correct the problems indicated above.

Mtg. with Bicent. Comm. re: phoots for Town Report-1976

A mtg. was held with Chairman of the Bicen. Comm. George Parkhurst to discuss photos for the Town Report of the Bicentennial events & distribution of the Chelmsford Booklets. The Selectmen agreed to choose the photos for the Town Report, as the Bicen. Comm. had not contemplated doing so in the past. The photos will be selected over the next two weeks. Re: the 2,500 to 4,000 books not distributed or not sold which the Bic. Comm. published some time ago which contain info. on Chelmsford, including maps, etc., it was agreed that the books can be made available at Town Meeting, free of charge to the public; also, they could be distributed at the polls, with a sign indicating that they are free of charge for the public; if any are left over after the election & after Town Meeting, they can be distributed at the Fire Station for the public. Mr. Parkhurst will provide the entire amount of books which have not been sold to the AA in order that the above suggestions may be implemented.

Mtg. with CETA Coord. re: CETA Program

A mtg. was held with Jerry House, CETA Coord. re: CETA Program. Mr. House presented the Bd. with a list of positions approved by CETA as of Jan. 31, 1977. The Bd. agreed that the clk. for Vet. Ben. is a greater priority than clerk for the Youth Center - the Bd. agreed to change these priorities. The further changes are as follows: remove #7(Energy Coord. for School Bldgs.) and combine that position with the Energy Coord. for public bldgs: the Bd. agreed to remove #26- a 2nd Asst. Health Officer & #9 (Spec.Proj.Asst.-General) - we will fill these vacancies with a clerk for the Youth Center; Outreach worker for Youth Center and clerk for Veteran's Benefits Dept. On a motion by Mr. Currier, seconded by Mr. Palmer it was unan. voted to implement the above changes, and accept the list as modified above. The following positions were extended until June of '77: Purchas. Agent; Town Planner; Van Driver; and Clerk-BOS (Council on Aging) on a motion by Mr. Currier, seconded by Mr. Palmer, unan.voted by the Board. The Bd. then discussed the hiring process by which persons will be interviewed & hired for the 27 positions. The Bd. agreed that some positions should be the result of interviews by Bds. and organizations; and that the hiring or appointing should come directly from the Bd. of Selectmen. The list is as follows:

Mtg.with
CETA Coord.
re: CETA
Program
continued

Purch.Agent: int. & appt. by BOS; Town Planner: same; Rec.Dir. int. by Rec. Comm. & appt. by BOS; Com.Rel.& Tr.Coord: int. & appt. by BOS; CETA Coord: same; Energy Coord: same; Spec. Proj.Asst: same; Asst. Lib: librarian to int.,BOS to appt; Asst. B.I: int. & appt. by BOS; Asst. Health Of: int. by BOH, appt. BOS; San. Land. Anal: int. by BOS & appt. by BOS; Van Driver: COA int, BOS appt; Clk for Sel.Of: AA int, BOS appt; Clk for BI: BI int, BOS appt; YC Res.Work: YCAC int, BOS appt; Cust. Watch.Rec: Rec. Comm. int. & BOS appt; Clk Sel (COA): COA int., BOS appt; Cons. Asst: Cons. Comm. int., BOS appt; Clk-Pol.Com.Rel.Tr: COP int., BOS appt; Cust. Watch.Rec: Rec. Comm. int. & BOS appt; Spec.Proj.Asst (Gen) AA int. & BOS appt; Asst. Lib: Librarian int. & BOS appt; Clk-Gas. & Wir: Bldg.Dept. to int. & BOS appt; Clk for Police Dept: Pol.Chief to int. & BOS to appt; Clk for Youth Center: YCAC to int. & BOS to appoint; Outreach Worker-YC: Youth Center Adv. Comm. to int. & BOS to appt; Clk. Vet. Ben: Vet.Agent to int. & BOS to appt. Mr. House advised the Bd. that City Mgr. Taupier advised him that the Spec. Proj. Eng. cannot receive more than $180 per week - previously the Bd. voted him a salary of $10,000 - the Bd. agreed to the salary of $180 per week. Mr. Murphy stated that 10% of our quota is supposed to go to Lowell for State agencies - Mr. Murphy was concerned re:how this would be accomplished - Mr. House stated this will be accomplished through his office & Chelmsford applications will be considered for this employment.

Mtg.with
School Comm.
re:sidewalks &
McFarlin Schoo

A mtg. was held with the School Comm. re: McFarlin School & sidewalks. Members present were: Mr. Reynolds; Mr. Hall; Rev. Foster; Mrs. Cleven & Mrs. Silver. Dr. Rivard was also present. Mr. Reynolds presented each Board member with a copy of the School Comm's. sidewalk bldg. plan which includes Parker Jr. High & High School area; Center & McFarlin School area; Westlands School area and South Row School area. All of these areas are considered high priority by the School Comm. The area around the new High School will have to be considered - the Sel. previously approved it. Several areas now exist as paths, and if they could be converted to sidewalks, many more school children could walk to school, and some busses could be eliminated from the school budget. Areas on the list which have the asterisk should be implemented first in view of the cost & # of potential walkers involved. The School Comm. would like to install a small stretch of sidewalk (487 ft)from Wildes Rd. on opposite side of the school - some Bd. members felt that a crossing guard should be posted at this location, rather than installing a sidewalk there. The School Comm. is trying to eliminate as many bus routes as possible. Possibly 4 or 5 busses could be eliminated-which will be a savings of $60,000 per year on a continuing basis, minus the cost of crossing guards. Upon the request of the Police Chief, the Board informed the School Comm. to commence budgeting for Crossing Guards from the School Dept. Budget, rather than the Police Dept. budget, as the guards are for the School Dept. The footage for the above sidewalks totals 9,367 feet at $20 per foot - total costs will be $187,000. The sidewalk layout at Valley Ridge on Gran.Rd. may have some problems due to the slope in that area - we are awaiting a report from P.Bienvenu on same. The State advised the School Comm. that they would react favorably re: a crossing light at McCarthy. The School Comm. will forward us with a copy of this response from the State. Mr. Lovering stated that perhaps we could estimate the costs for engineering, etc., on Gran. Road, rather than wait a year. The priorities on the sheets which Mr. Reynolds are the #1 priorities for the next 12 months. We had orig. contemplated a sidewalk program for Boston Rd., Concord Rd., Graniteville Rd., and Chelmsford St. Engineering work is done only on Concord Rd. and the lay out is done on Gran. Rd. Next June the county may start Boston Road, and Chelms. St. is even beyond that. The School Comm. agreed that Concord Rd. would not be of much assistance to them in their sidewalk program. Next year, Chelms. will have to use 36-37 busses, and with declining enrollment, that number would change the following year. Mr. Murphy stated that the Bd. would like to know what kind of report the School system presents to the State for reimbursement for services to guarantee to ourselves that the full range of services that are attributable to the schools are being applied for - some portion of the school libraries may be able to be considered.

Mtg. with Sch. Comm. re: sidewalks & McFarlin School continued

We have no tabulation of what the reimbursements are which the School Dept. is applying for, and if they match with what we think they should be, perhaps we could ask for other services to be added in too; also, there is concern that services are being budgeted for the Lib, and in fact, a portion of that is being charged to the Schools - the Lib. ought to seize it. Dr. Rivard stated that he will forward a copy of the info. he has regarding this subject to this office. The subject of use of the McFarlin School was then discussed. On Sat., Feb. 5 at 11:00 AM Mr. Watt will give the BOS a tour of the McFarlin School. Mr. Reynolds stated that the McFarlin School would not be available to the Town for possible use for Town offices until a 3-year period has expired. However, if the Bd. would like to address the issue on a floor by floor basis, perhaps some floors could be available to the Town before the 3-year period - this is the section of the McFarlin School on Billerica Road-the orig. section. Mr. Reynolds stated that right now, the School Comm. is looking at a decrease in enrollment of approx. 400 students per year. This year's 7th grade will be the largest class - when that class graduates from high school, it looks as if a future school comm. will want to consider putting the 9th grade at the new High School, then the 2 jr. highs would be available to be used as two middle schools-grades 6,7, and 8. Supposing that in 5 years it would be possible to close the McFarlin School, totally, by moving out the 6th grades back to their district schools, the School Comm. would want to do that in the 5th year, in Sept., and they would be moving the 6th grades again to the Parker or McCarthy Jr. High. Dr. Rivard will try to locate the blue prints for the McFarlin School, he will forward the floor plan to the Selectmen's Office. Mr. Reynolds stated that perhaps the top floor of the McFarlin School could be available in Sept. The School Comm. agreed that they could not conceive that the McFarlin school will be available prior to the 3-yr. period, totally, but if any changes occur in their plans, they will advise the BOS as soon as possible. If Mr. Smyth attends the tour on Sat. AM, it would be appreciated if he would have info. re: flor by floor take-over of the McFarlin School with him for the Board's review & info.

A 5-minute recess was held at 10:00 PM.

Unfinished Business

No applications for appt. to the HRAC have been rec'd. to date.

The Bd. discussed appointments to the Town-Wide Cult. Comm. and Item 21 of the Corres. Sum. Mrs. Geary gave a brief synopsis of what had occurred to date re: appts. to the TWCC & their 1st. mtg. last week. Many persons who attended the meeting did not feel that there was sufficient representation from Town cultural or art-related groups. The Selectmen agreed that the committee cannot function if there is inner-friction. Mr. Currier stated that perhaps persons interested in participating, who are consumers, could be appointed to the Advisory Committee to the TWCC, as it would be impossible to appoint one rep. from every art group in Town. He feels that someone who is not a directly associated in an art form should be a member of the Comm. Mrs. Geary asked if persons who do not reside in Chelmsford can be considered for membership. Mr. Lovering stated that as a matter of policy, only residents of the Town are considered for membership on Town Committees. Mrs. Geary stated that it was never her intention when the comm. was formed to have the comm. made up of reps. from Town organizations associated with the arts. Bernice Clemente, a rep. of the Chelmsford Art Society was present and advised the Board that the Art. Soc. was not aware of the formation of the Comm. until after the appointments were made. She did not think that it was fair to the Art Society, Choral Society, or to the Community Band, as they would have liked to solicit names of their members for consideration for appointment to the TWCC. The Selectmen agreed that this communication breakdown was their fault, and they apologized for same and the inconvenience it has caused. Mrs. Clemente advised the Bd. that the membership of the Comm. consists of 3 reps. of business in Town, 2 reps. of another art form, and 3 reps. of drama groups, and she does not think, nor do many members of art-related groups in Town, that there is diversity in membership of the committee. She also said that the Art

Unfinished Business continued

Society has been looking for a permanent home for many years, and they would be most interested in the Center Town Hall, should the bldg. become available for use by civic groups, which are art-related. One of the original reasons for formation of the Comm. was, basically, related to future use of the Center Town Hall. Mr. Lovering stated that he was very sorry that this disparity existed within the Comm. and persons interested in serving on same, and he further said that unless we have an in-place organization that can present a unified approach to this bldg., nothing can become of the idea of the civic center. The Board agreed to place this subject on the Agenda for the Selectmen's Meeting scheduled for Feb. 7 for discussion, and perhaps for a vote.

Last week Mr. Murphy passed out Legis. packages for each Sel. to review prior to our mtg. with our Legislators to discuss their packages and legis. they filed, as well as their stand on our legis. We rec'd. word that Reps. Freeman & LeLacheur cannot attend our scheduled mtg. & they requested that it be postponed. Mr. Murphy stated that this Wed. at the State House in Room 436 at 10:30 AM the issue of final & binding arbitration will be addressed at a hearing. Mr. Murphy requested that the mtg. with the reps. be re-scheduled for Feb. 14, and he requested that we again request that they forward their legis. packages, as we requested same and have not received same to date. The Bd. agreed to defer discussion on the Legis. pkgs. - the 1st. 5 articles until Feb. 7.

Mr. Currier added the following st. lights to the Street Light List: Westford Street, going out of the center the light is located on a sharp curve-it should be upgraded from 1,000 lumens to 4,000 lumens - it is Pole 16; Westford Street; past 1st. sharp curve there is another sharp curve-it should be upgraded from 1,000 lumens to 4,000 lumens - it is Pole 18; the Bd. agreed to hold on the list until 2/7 - the AA will determine the costs associated with same, she advised that there are sufficient funds in the budget to pay for same.

Mr. Hart read article 64 of the 1973 Annual Town Meeting re: BOS transfer as a gift land & bldg. on Gorham St. (former E.Chelmsford Fire Station) to the American Legion Post 366 upon abandonment of such property by said Legion the land & bldg. will revert back to the Town. The Bd. agreed to advise Town Counsel to draw up appropriate legal papers for the transfer-preferably in the form of an open-ended lease.

The Bd. discussed reconsideration of the award for the 1976 Annual Town Report which was awarded on 1/24/77 to Rene Press of Fitchburg. This issue was addressed for the following reasons: 1) Rene Press did not include dollar amount of half-tone as noted on PA Summary Sheet; 2) Assuming there are same number of pgs. the difference between Rene Press & Picken Printing bids would be $23.10; 3) There would be a considerable amount of travel time between here & Fitchburg. Mr. Murphy stated that if distance is a consideration, it should be noted in the specs-he cannot go along with this, as he feels that we should award to the low bidder. Mr. Lovering feels the same, he feels that for the sake of the integrity of the purchasing system, we should stay with the low bidder. Mr. Palmer moved to reconsider the award of the bid. Motion failed for lack of a second. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted that in the future, when there are printing jobs involved, the bid specs should include the pick-up and delivery to the Town Hall, and they should include any mileage from the printer to the Town Hall.

The Bd. agreed to hold on approval of any more budgets until after the mtg. with the Bd. of Assessors; Treasurer; Acct; School Comm. & BOS, which is scheduled after our budget mtg. with the Fin. Comm. on Feb. 15 at 8:00 PM. The Sel. have met with most depts. under their control these past 2 Saturdays and they will be prepared to take a position on the budgets after the above-mentioned mtg. is held.

Corres.Sum.

Item 10 - Req. to trans. $266,133.33 from free cash for principal & interest payment on New High School Bond Issue due 6/1/77 - from Fin. Comm. The Bd. did not change the recommendation; however, it will be discussed at the mtg. with the Fin. Comm. Mr. Lovering wants to carefully analyze the dollard & cents of that situation before the BOS should subscribe to that transfer.The issue of sale of bonds should be documented in writing for the Board's information.
Item 14 - item 3 - the Bd. agreed to advise the Pl.Bd. that all elected & appd. Town officials have public liabil. insurance, except the School Comm., who have their own separate policy.

Item 17 -Bd.unan. voted to forward a letter of congratulations to Capt. Ronald Sawicki, on a motion by Mr. Currier,seconded by Mr. Palmer, on his appt. as Captain in the Fire Dept.

Item 18 - Mr. Murphy noted that we have just now rec'd. request to start Col. Bar. by the Fire Dept., and Town Mtg. is not far away.

Item 19 - Mr. Murphy requested that Mr. Bienvenu furnish dollar costs regarding these individ. projects, and which funds will come from Ch.1140, a mtg. will be scheduled with him asap to discuss these projects. The AA will forward Mr. Bienvenu a letter calling to his attention the fact that approx. in front of the 1st. house on the left after Dalton Road headed out from the Center there is a section of the sidewalk which has been left void in order to allow that homeowner to park his or her car half on the sidewalk & half in the street - there is no driveway, and it looks like there was a personal favor to the homeowner - the curbing was not extended, and he parks his car there when there is no snow. The house is a gambrell and this situation should be rectified in the Spring. Also, Mr. Currier advised that as the sidewalk comes down North Rd., a surface water drainage grate is in the sidewalk, and could be potentially dangerous to a child riding a bicycle on this section of the sidewalk - the Bd. agreed to request Mr. Bienvenu to install a plate over this grate.

As it was the hour of 11:00 PM, on a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to continue on with the meeting's corres. & new business.

Item 23 - no change to AA's recom., but the office will forward a copy of Mr. Ford's corres. re: Storch's plans for Central Sq. & plans of Mr. Redstone for renovations in area of the Fiske House, to Mr. Redstone & Mr. Geary for their review & implementation re: moving of one driveway & other recommendations by Mr. Ford.

Item 27 - perambulation of Chelms/Westford Town Line will be held in June, not April, due to weather conditions.

Item 28 - On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan.voted to change the wording of the last sentence re: certification by FS&T re: completion of Crystal Lake from "...on file in your office..." to "...contained in the contract." We will ask FS&T to re-issue this certification with this change in wording.

Item 29 - corres. from New Eng. Tape Ministries re: loudspeakers - The Bd. agreed that the intent of the article re: loudspeakers was not brought about by NETM's use of loudspeakers for their operation. Mr. Lovering is not willing to make any judgements on the operation at this point. All the BOS is interested in is that the businessmen in the area are not disturbed by the use of the loudspeaker, and so far, the program seems to be working well.

Item 36 - Board discussion re: corres. from Jerry House re: "We're 4" project.

Corres.Sum. continued

WBZ has changed the ground rules, and the format of the project is different now. The Bd. requested the AA or Mr. House to contact either by tel. or letter WBZ to discuss 3 would-be ideas for Chelmsford's We're 4 projects: recycling program in Town and the landfill, in terms of public support and participation in said program - also, the project, if fully participated in by residents, can pay for itself; Mr. Lovering suggested that our theme could be "Let the Children Guard What the Sires Have Won" - our Town Motto-we explain what it means and how it is even significant today with our children, Town Hall, Monument, etc; Mr. Hart stated that our Central Sq. project as well as other projects being developed in Town could be also included.

Item 37 - Mr. Murphy does not feel that Mr. McHugh's corres. re: out of town business on Jan. 27 is not in the spirit in which this policy was intended.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's. recommendations on the Corres. Sum., as amended, and to include same in the minutes of the meeting by reference.

New Business

Mr. Currier met with reps. of Civil Service and he informed the Bd. that in the future when we wish to request local res. preference, all we have to do is say that 'we wish to request local res. preference'. He will elaborate in more detail on this mtg. when he provides the Bd. with a written report next week.

Mr. Palmer received a letter from Mr. McNally re: damage to his property due to snow removal. On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to forward this corres. to Mr. Rondeau for his review & response as soon as possible.

Mr. Murphy advised the Bd. that last week the Bd. reviewed the Youth Center budget, and in our desire to economize, we did not see that they had reduced part-time supvs. from 3 to 2, with the idea of the co-op filling the position - so, by voting the budget as we did, we cut back their personnel by one that they already had. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to go on record with the Fin. Comm. that we wish the Part-Time Sup. to show the true # of personnel, and irrespective of any vote we had taken in the past, we will change the total of the larger portion of the budget - and change the figure for part-time sup. to the current appropriation of $5,874.

Mr. Murphy informed the Bd. that in reading the new regulations for Fed. Rev. Sharing, he discovered that recipient governments are required to hold at least one Publ. Hearing 7 days before the budget is presented to the governmental body responsible. He requested the AA to reaearch to determine if there are any more new regulations we should be made aware of.

Mr. Murphy advised the Board of a mtg. of the Legis. this Wednesday re: hearing of a bill to do away with final & binding arbitration. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to request Sel. Currier to represent the Tn. of Chelmsford, if he can attend same, if he cannot, perhaps Mr. Murphy can represent the Town, as well as the MLC&T. Mr. Murphy requested that each Sel. contact our reps. on their own and request them to appear in support of it.

Mr. Murphy received a letter from Sheriff Buckley's Office re: bill for the Dept. of Corrections assumption of the operation of the Mid. County House of Correction - hearing will be held on Feb. 2 at the State House in Room 427 at 11:00 AM. The proposal indicates that as the State is in need of prisons, and in view of the current short fall of beds, it is hoped that the Billerica House of Correction can fill that need. Mr. Lovering stated that he has read

New Business continued

that Commissioner Hall is not enthralled with this proposal. Mr. Lovering cannot take a position on this bill without knowing more about it.

Re: Unempl. compensation - more than likely the State is going to suggest that costs be born by the cities & towns. The LGAC's intention is to suggest that it be picked up by the State. It goes on the cities & towns taxes, but only on the property tax, and if the Gov. is giving any serious consideration to tax reform, this may be one step to be taken in that area.

Mr. Murphy stated that he would hold his other new business due to the lateness of the hour until 2/7.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 11:30 PM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular Meeting of the Board of Selectmen held Feb. 7, 1977. Members present were: Mr. Hart; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Currier was detained on business but would attend the meeting. Mrs. Haines was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Proclamation
Minutes Adopted

The Board proclaimed Feb. 13 as Heart Sunday for 1977. On a motion by Mr. Palmer, 2nd. by Mr. Murphy. it was unan. voted to adopt the min. of the Sel. Mtg. Jan. 31.

Public Hearing Pole Location on Sherman St.

A Public Hearing was held at 7:35 PM for Pole Location on Sherman Street. Mr. Ralph Wilkins, MEC, was present. No abutters were present in favor or opposed to this pole location. On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to approve this pole location.

Board Member Reports

Mr. Murphy has contacted the LWV, Republican & Democratic Town Committee Chairmen, and the Jaycees re: Public Hearing or Information Session re: Town Mgr. He will contact the Jaycee-ettes & VIA also. He has contacted some speakers who would be willing to discuss their forms of Town Mgr. or similar forms of management. The civic groups will decide on the format. The AA will identify open dates for the McCarthy Audit. on Mon. - Thurs. in March.

Mr. Lovering reported that the EAC will meet this Wed. to continue their work re: articles for Town Mtg.

Mr. Lovering informed the Bd. that the next MVSA Mtg. will be on Feb. 24 at Vesper Country Club - the speaker will be Michael McLaughlin, County Commsnr., who requested an opportunity to rebut comments made by Commsnr. Ralph at the last mtg. Wives are invited to this mtg.

Adm. Asst. Reports

On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to change the date for completion date in the aerial photog. contract from Nov. 30, 1977 to Feb. 1, 1978, because of weather conditions, etc.

The Bd. did not change their policy re: voting hours on Election Day, Sat., April 2, 1977 - hours will be from 8:00 AM to 8:00 PM.

Mrs. Haines advised the Bd. that in the past they had addressed the subject of placing salaries of Town Employees in the Annual Town Report, but that no decision was made to implement this. On a motion by Mr. Lovering, seconded by Mr. Palmer, it was unan. voted to include in the ATR the base and overtime totaled salaries of all Town Employees by titles only, and with regard to the Pol. Dept., outside details, as well as regular overtime will be included.

A mtg. was held with Sgt. Leslie Adams re: North Rd. Truck Exclusion. The Board

Mtg. with Sgt.Leslie Adams re: Graniteville Road Truck Exclusion

noted that the original signs for truck exclus. on North Road were worded incorrectly, as 5,000 lb. gross weight pick-up trucks were excluded from using North Rd. Also, the State has positioned a sign too far up on the ramp, and when a trucker reads it, it is too late for him to back down and not use North Rd.,- the sign should be closer to Westford. Mr. Hart stated that we could change the wording to higher tonnage. Mr. Lovering stated that the residents have been happy with the 24-hr. truck exclusion, and would not want the ban to be lifted. Mr. Hart stated that the permit states that 'a commercial vehicle that is capable of carrying 2½ ton capacity or over' (F 6 or F800 Ford) - what the sign said is 'gross weight of 2½ tons'-which is a pick-up truck. Evidently, the wording was incorrect, but the intent of the permit was correct, and pick-up trucks are prohibited because they are over 2½ tons - many cars are almost 2½ tons. The sign says 5,000 lbs., empty, which is incorrect. The sign should say '2½ tons capacity truck,' which means a loaded truck, which means tear weight. In other words, it should be whatever the truck weighs, plus what is in it - the weight that is in it is the weight the State is referring to. If a truck carries 2½ tons, then anything that can carry over 2½ tons is not allowed. Any truck which uses North Rd. to make a delivery is in compliance with the law, but any truck which uses North Rd. simply to go through is in violation. Sgt. Edwards cannot get the Court to issue a complaint, because the wording is vague. Through traffic is if you drive from the beginning of North Road and go to the Rotary at Rte. 3.Sgt. Edwards should get an interpretation from the Court, as we are banning trucks on that section of road, no matter where they enter it, even if the truck comes on at Rte. 495. The AA will advise the Hghy. Dept. to change the sign to read "2½ ton capacity".

Mtg. with reps from NMAC re: comprehensive trans. plan

A mtg. was held with reps. of NMAC re: Comprehensive Trans. Plan. Mr. Joseph Hannon, Director, and Mr. William O'Hare were present from NMAC. Mr. O'Hare reviewed with the Bd. the highlights of a report performed by a consulting firm employed by NMAC (Skidmore) which gave an overview of the entire problem of transportation in our region. Mr. O'Hare passed out copies of the program. 4 policies are recommended to guide the management & development of the NMA Trans. System during the next 10 yrs, and programs which appropriately support these policies are also recommended. The trans. policies are: 1) better management of existing roads; 2) limited construction of new facilities; 3) selective improvement of existing public trans. services and facilities; 4) introduction of additional para-transit services. A key program recommended for Chelmsford is roadway improvements focusing on better traffic management in the center, esp. signalization & better channelization of traffic at the north end of the center. Mr. O'Hare informed the Bd. in detail of ideas re: major new facilities (Merrimack River Crossing), Route 3 widening, and Lowell Trans. Terminal, as well as use of existing bus service & new para-transit service. Additional trans. improvement recommendations centered around the Rte. 110/Rte. 3 Interchange & Shopping Areas; Rte. 4 between I-495 & Rte. 3 Interchange; Vinal Square & the Center Section. Mr. Murphy & Mr. Hart requested complete copies of Skidmore's report, which NMAC will provide. At this point in time Mr. Currier arrived at the meeting-8:40 PM. With regard to the widening of Rte. 3, Mr. Lovering asked that NMAC review their data, as he feels that the widening should go all the way to the Drum Hill Rotary. The widening of Rte. 3 would solve the problems on Rte. 4.

Board Reports continued

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the hiring schedule outlined to the Board by Mr. House in his letter dated Feb. 4. Mr. House advised Mr. Hart, verbally, that there may be a problem in Lowell re: clerk for the Youth Center - due to the fact that the Youth Center currently employs a clerk who is paid by the Town - this is not in conformance with the rules & regulations. If this is the case (that we cannot employ a CETA clerk in the Youth Center), on a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted that we will then have the CETA Clerk work out of the Selectmen's Office to handle any extra work.

Unfinished Business

Mr. Currier moved the appointment of Mr. James Freider to the HRAC. Atty. Freider was unan. appd. to the HRAC.

Mrs. Haines advised the Bd. that we rec'd. 2 more applications for appt. to the Town-Wide Cultural Committee. Mr. Hart stated that he would suggest that the Bd. disband the committee; have a study made of persons wishing appt. to the Comm; have recommendations come into the Bd. re: size of the comm. & formation of the comm. - then the Bd. can vote on the membership again. Mr. Hart stated that we already have 8 more persons who are interested in appt. to the Comm. Mr. Currier feels that the Comm. should be made up of consumers, not producers. We should advise the public of this by use of the media. Mr. Lovering suggested that the Bd should ask each indiv. group to submit names for consideration for appointment - then we can send those individuals away, whether they number 10 or 30 persons, and ask them to come back to the BOS with something they all subscribe to re: membership & rules & regs. for the comm. On a motion by Mr. Palmer, seconded by Mr. Currier, it was voted four in favor, one opposed-Mr. Murphy, to disband the Town-Wide Cultural Committee. Mr. Currier moved that the Bd. assign the AA & Mr. Murphy to come up with recommendations for the next Sel. Mtg. on how we would go about determining who would serve on the standing committee. Motion failed for lack of a second. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to indicate that the Bd. wishes to have a Town-Wide Cultural Committee; we will consider for appointment all applications which we have accepted and have on file in our office as of this date; we will consider favorably any requests for appointment we receive between now and a meeting two weeks from now; and at that time we will appoint said applicants to a study committee-said study committee to be charged initially with the task of bringing back to the Board of Selectmen a proposal of determining a permanent structure for the Cult. Comm. including the basic goals and we will address that recommendation for the purpose of a long-range organization at that time. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to draw up a Press Release for publication in the local newspaper. People who have already applied need not re-apply, as these applications will be considered for appointment.

Mr. Murphy informed the Bd. of events which occurred last week at the State House hearing on Final & Binding Arbitration and the bill which was filed to let this die at the end of the study period-filed by the Mun. Organizations. The hearing room was packed and many persons representing labor were present. Chelms. is the only Bd. in this area that is on record as being in favor of this bill. There were constant delays in making testimony, and the hearing ran all day. Mr. Atkins acted as Senate Chairman & Mr. Buglione acted as House Chairman, and from the outset management was asked what their compromise position was. No questions were asked in terms of compromising the unions. It appears that the Legis., at least in the House has decided to continue Final & Bind. Arbit. Mr. Murphy stated that Town is opposed to F & B Arbit. in terms of a 3rd party setting what the Town would pay and he also stated that mediations lasted only a very short time and there was no incentive to get a bargain. The next major hearing of the comm. is March 2. The Cities & Towns who are not on record should go on record immediately with their positions.

The Bd. discussed the pkg. of Legis. which Mr. Murphy passed out last week for review before the mtg. with our Legislators. One suggestion is that we expand the definition of management - because right now the Police Chief & Capt. & Fire Chief & Capt. are the only ones in management. Perhaps there is a need for another union which would include supervisory personnel - it could include the sgts. & captains in another union separate from the firemen & patrolmen. Another request is for swifter reaction to strikes to the Sup. Court. There is also a request that retroactivity be deleted back to the present year. The last issue is narrowing the scope of bargaining issues. Next week when our reps. come

Unfinished Business continued

in to our mtg., we can ask them where they stand on the issues, and we can also ask them if they want to discuss any issues. We could use a scorecard. Mr. Lovering stated that if the community only appropriates a certain amount of funds for a certain year, these organizations may have some legal rights in terms of filing suits to force us to go out and bond, etc., but the visibility in terms of public awareness will at least put the issues on the table. Mr. Murphy stated that at TM, we will have 3 articles on which we must vote - one of them is Final & Bind. Arbit.-the Town of Stoughton had a unan. vote on Town Meeting Floor - if enough of these type of votes occur, that is one way to make the stand known. Mr. Murphy handed out position papers to the Press.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one opposed-Mr. Murphy, to approve the street lighting list. Mr. Murphy could not vote in favor of this list at the present time due to the costs associated with same. The cost will be $1,626.30.

Re: warrant articles, the Bd. took no official opinion on same at this meeting. The Bd. agreed to request the new Hghy. Dept. mechanic to view the vehicles which will be traded, to give us his opinion before Town Meeting, as to the necessity of trading these vehicles in this year, or he should inform us if we can get another year out of them. The Bd. agreed to add the position of mechanic under art. 2A for Pol.&Fire. The Bd. agreed to review the list of articles provided by the AA and the list of articles provided by Mr. Murphy and make necessary changes in order...Change articles 37 & 38 on EH's list to be placed after art. 12 on EH's list; On EH's list #'s 68,69 & 70 re: legislation should be placed up further in the warrant for early action right after the articles which are in the warrant annually; articles re: expenditures associated with various depts. should be grouped together more closely - articles on sidewalks & public works stand. evaluation & public works study ought to be together; eval. Chelms. Police Dept. article should be with the LEAA funds article; money articles ought to be up front; arts. re zoning changes ought to be grouped together. Mr. Murphy's list puts the money articles up front, groups bylaw articles together; and groups together zoning articles. The LWV article should be sponsored by petition - not by the LWV, as it was placed in by petition. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve Mr. Murphy's list of articles as the list we will use for the order of the articles in the warrant. Re: Street Acceptance Articles, we should notify all other residents on streets for acceptance in the 1977 ATM Warrant - Brush Hill Road & Baldwin Road (Mr. Quinn) of our need for as built plans, etc. for the street acceptance hearings. Mr. Lovering stated that of the 73 articles, he stated that the Bd. has an understanding that on the 1st. Sel. Mtg. after the Mtg. with the Fin. Comm. - Feb.22, 1977, the Bd. may voluntarily withdraw articles due to the financial crunch. We will give the list to the Fin. Comm. & Town Counsel with this understanding, which was voted unan. on a motion by Mr. Lovering, seconded by Mr. Currier.

Corres. Sum.

Item 4 - On a motion by Mr. Palmer, seconded by Mr. Currier, it was unan. voted to have our truck drivers & municipal drivers report to their supervisors when they find that cars have been parked in the road during snowplowing operations in order that the supervisors may report same to the Police Dept to have the vehicles towed.

Item 5 - Bd. discussion re: letter from Rec. Comm. re: possible areas of reimbursement in Rec.Comm. budget. On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to notify the School Comm. that these items should be included in their budget - we will notify the School Comm. & Fin. Comm. that we will discuss same at our mtg. with them on Feb. 15 in further detail.

Item 6 - Mr. Murphy stated that the MCAB did notify the community that there

Corres. Sum. continued

would be changes in their budget, but in no way did they advise us that this was cause for any alarm, or ask the community to assist them in any way. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to notify the MCAB that if they want our assistance, they will have to be more detailed in their technical request for assistance. Also, as we will be getting into the budget session, the Bd. will have to be considering a replacement for Mr. Palmer as our rep. on the MCAB, as he will no longer be a member of the BOS due to the fact that he has chosen not to run for re-election.

Items 8 & 9 - Mr. Currier requested a hold because he feels that a copy of each piece of corres. should go to the writer of the other piece of corres. regarding the COA van.

Item 12 - The Bd. agreed that the mtg. with Storch Engineering will not be scheduled until the Central Sq. project gets moving again - if and when all necessary approvals are given re: Bank Proposal.

Item 15 - On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to take Chief Germann's response re: residence preference under advisement until Sel. Mtg. Feb. 14, until Mr. Currier has his Civil Service Report typed for the Board's review. The Bd. agreed to advise Chief Germann that in the future when he is looking for info. re: Civil Service, he should contact Mr. Kountze directly rather than Mr. Sexton, for into re: Admin. or Personnel.

Item 14 - response from Bldg. Insp. re: State Bldg. Code info - On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to hold on any action regarding this corres. until 2/14 in order that Mr. Murphy can locate Section 107.6 & Section 22 of the State Bldg. Code.

Item 16 - The Bd. agreed to request the Bd. of Health to advise the Sel. when this topic (landfill) will be discussed on 2/14, in order that a member of the Bd. may leave the Sel. Mtg. to hear BOH discussion regarding the landfill. Also, Mr. Lovering will be out of Town for this mtg., and he will ask Mrs. Greenblatt to represent the EAC at the mtg.

Item 21 - response from Purch. Agent re: wetted salt - the Bd. agreed to forward some info. received from Mr. Murphy regarding this subject to Mr. Alexion for his review & info. concerning use of wetted salt and well in No.Chelmsford.

Item 28 - The Bd. discussed the report from Chief Germann re: Sections II & III of the Police Manual. Mr. Murphy stated that many of the positions in Sec. II are not in the org. chart, and many of the positions in the chart are not in Sec. II - the Bd. had asked for info. as to whether or not the Chief accepted some 28 policies - no reference to them is in the report, and there are no comments as to whether or not they are applicable to Chelmsford. One of the Bd's. concerns was how the officers will be made aware of the Rules & Regs., and how they will be implemented - the Chief's response does not indicate that there will be some check on how the officers are informed of the regs. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to hold on any action on this report until 2/14 until the Bd. can be supplied with the report in full detail and discuss it in detail - Chief Germann will be invited to attend this meeting to discuss same - Mr. Murphy will revise the org.chart & modify it for the Bd's. review.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's. recommendations on the Corres. Sum. and to include same in the minutes of the meeting by reference.

New Business

Mr. Hart reported on the tour of the Fire Stations, on Sat. AM with Chief Reid with the exception of the South Station, as the Sel. had to attend the 11 AM mtg. at the McFarlin School. They saw the new equipment, as well as the New

New Business continued

Fire Station, which is quite well-equipped. Cheif Reid now feels that Chelmsford is protected in every section of Town with regard to Fire Depts., and the major role now will be maitenance.

Re: tour of the McFarlin School on Billerica Rd., Mr. Hart reported that for the most part the bldg. appears to be in fairly good condition, but many things would have to be looked into in terms of converting the bldg. for use as a Town Hall. With the exception of Mr. Palmer, the Bd. feels that this bldg. can be used at some time in the future as the new Town Hall. Mr. Palmer feels that a new Town Hall should be constructed on the Emerson Property, in accordance with vote on the Town Mtg. article in 1976. Mr. Currier commented that perhaps the School Comm. could use this bldg. as its housing for its records & offices, instead of the North Town Hall, as the bldg. is quite large for a Town Hall only. Mr. Lovering suggested that a cost/benefit analysis be conducted re: bldg. of a new Town Hall vs. conversion of McFarlin School as a Town Hall. The Bd. feels that the bldg. would not be occupied on a floor-by-floor basis, and that the bldg. would probably not be occupied as a Town Hall until a 3-yr. period has elapsed. We could perhaps use the top floor for storage, etc. in the near future. Mr. Currier commented that the land at the Emerson Property can be sold, and in that event, nothing would be lost because the property value will not decrease.

Mr. Murphy advised the Bd. that the Town of Carlisle is not happy with their plan for redistricting. We are on record that we find the plan acceptable, and if enough residents of Carlisle voice their opposition, the plan may change for Chelmsford also. On a motion by Mr. Murphy, seconded by Mr. Palmer it was unan. voted to communicate with Rep. Freeman and Rep. Keverian that should the Legis. entertain some of the concerns of the Town of Carlisle in regards to redistricting, we would ask to be advised of same, in order that Chelmsford may evaluate the results, if any, on our redistricting.

Mr. Murphy stated that as a result of technology transfer there are a number of communications re: innovations that exist in the field - some of them may have possible application to the Police Dept. One is a tube & earphone microphone which allows the officer to have his head set walkie/talkie on his hip for his use in traffic. Also, there is info. on a burglary alarm ordinance which permits a cut-down on false-alarm rates in the community-Mr. Murphy suggested that the Chief look into this subject, as well as the walkie/talkie info.

Mr. Murphy stated that in light of the current concern regarding how much things cost, (the Fed. Government has often show that concern in indicating price per copy for its publications) Mr. Murphy stated that he feels that any report we receive, i.e. Master Plan for Recreation by the Gelinas firm, & Town Report, should indicate cost per copy & how they originated. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to have a section on the front of this year's Annual Town Report which indicates that this report was prepared from individual inputs from all Town Depts. and Committees and coordinated by the Bd. of Sel.; the funds and the dollar figure were appropriated at the 1976 ATM as line item (indicate line item) under Classified Depts. each book & cost.

Mr. Murphy reported on a LGAB mtg. with Gov. Dukakis on Feb. 8 which may be of concern locally. Re: Chapt. 766, it is the concern of munic. officials, in Mr. Murphy's opinion, that the State is not making enough use of Chapts. 19 & 20 of Fed. laws to reduce our local commitment by use of Fed. funds. Another issue is Unemp. Comp. - Fed. law indicates that it has to be passed this yr. in each State providing benefit to munic. employees at the local level - the LGAC's position to the Gov. is that this is an undesired program on their part, a mandated program and they would suggest the State consider picking it up for the entire State, so that it will not go on the property tax. Another item is discussion of the budget presented to the Legis. - as a result of the new budget some forty-six million dollars more is going into local aid, and that is not

New Business continued

the position that the munic. organizations have. Much of the money he is ticketing as local aid is merely the State's share of an increased deficit. Another issue they wish to address is putting a moratorium on salary increases.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to request the Town Acct., in support of the BOS & Fin Comm., to carry forward the basic type of reporting which he is currently doing, but aim it at Town Mtg., and the report should include the available free cash that we will have available to use for one of the articles; total property evaluation to determine how much approp. is on the tax rate; and he already produces something by depts., so, in terms of TM, that report should be changed to produce the report in terms of expenditures & receipts by dept., to include the appropriation last year plus any transfer or carry over which he has used - total money available, and put beside it the 1977 request & include what the increase or decrease on that budget is, dollar-wise, the percentage of increase and the effect on the tax rate of that particular inc. or decrease for that budget. The Bd. will request that they receive same two weeks prior to Town Meeting. Also, the receipts column is a critical item, and the same thing should be done in terms of receipts - the 1976 projected receipts & 1977 proj. receipts & the effect on the tax rate of those increases or decreases. And the last item, which he has started doing is the dollar figure on each one of the articles. Mr. Murphy stated that the Bd. listed the dollar figure of the articles at TM and its effect on the tax rate.

Board convenes to Exec.Ses.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted, subsequent to Press Questions, that the Bd. take a 5-minute recess, after which the Bd. will go into Executive Session for the purpose of discussing matters relating to the financial security of the community. Mr. Lovering added that at the conclusion of the Exec. Ses. he does not anticipate any announcements for the Press. The five-minute recess was taken at 10:25 PM. The Roll Call Vote to adjourn into Exec. Session was as follows: Mr. Currier - Aye; Mr. Palmer - Aye; Mr. Murphy - Aye; Mr. Lovering - Aye; Mr. Hart - Aye. The Board adjourned to Executive Session at 10:30 PM.

Board reconvenes to Open Meeting & Meeting is Adjourned

At 10:33 PM the Board reconvened to Open Session, at which time the Board, on a motion by Mr. Currier, seconded by Mr. Palmer, unan. voted to adjourn the meeting.

For the Board of Selectmen, by

Bonita Towle

Regular Meeting of the Board of Selectmen held February 14, 1977. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer and Mr. Murphy. Mr. Lovering was out of Town on business. Mrs. Haines, Adm. Asst., was also present. Mr. Hart, Chairman, called the meeting to order at 7:30 PM.

Members Present

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held on Feb. 7, 1977, and the Executive Session Minutes of the same evening.

Board Member Reports

Mr. Currier discussed the report which he had furnished to the Board last week regarding his meeting with William Cox of Civil Service. Mr. Currier felt that the meeting was quite beneficial. Mr. Currier also discussed the Civil Service discussions re: productivity. Mr. Cox stated that if we or the Chief of Police have any questions about administration or personnel, we should go directly to Mr. Kountze for action. He also reported on some new changes in Civil Service re: appointment of a Chief of Police and stress tests for Sergeants.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to authorize Mr. Murphy to set up the public meeting on March 16 & work with the Civic groups in Town to select speakers for the mtg. re: professional management.

Board Member Reports continued

Mr. Murphy reported on his involvement with the policy group of the New England Innovation Group, which will consist of approx. 25 persons who rep. State & Fed. agencies & locally-elected officials. A seminar was held last Friday in Durham, NH. A further breakdown of the public works management technology utilization demonstration project was presented & what they are looking for various communities to do regarding this. Questions frequently asked about engineered performance standards were also addressed. A gentleman from the U. of Pittsburg was present & addressed the subject of their grad. public works students - he informed the group that in most cases, the students have had 10 years or more experience in public works management field. Mr. Murphy left some info. in the Reading Folder re: the above. Also, the Un. of Pitts. did a report on Turtle Creak Valley, which was done under the Model Cities Agency - Mr. Murphy will give this report to the DPW Study Comm. for their review. Also, a rep. from MIT asked that all money for energy conservation be put into insulation, as that is the most efficient way of conserving energy - this is in line with our CETA proposal for a person to be employed in this capacity(energy cons.). Also, San Jose has a computer program which intends to project what the energy requirements are for public buildings - it will give us,as a BOS, better data to gage how the money is being spent. Also, very shortly a report will be available from the Cold Weather Lab. in Hanover, NH ~~a~~ snow removal program report which includes an analysis & recommendations.

Bid Openings: Baseball Ath. Equipment; Repair of Fire Escape & Surp.Desks & Chairs

At 7:45 PM Sealed Bids were opened and read aloud for Baseball Equipment & Repair of the Fire Escape. Bids for the Baseball Athletic Equipment were as follows: Musinsky's Inc: $111.40; Lull & Hartford: $8,974.15; Hazeltine:$26.40; Marshfield Hardware & Sporting Goods: $9,576.07; Holoyak & Coughlin Sporting Goods, Inc: $20.88; Hope Stores, Inc: $18.90. Tricon Sports: $24.20. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the bids under advisement & forward same to the PA for his recommendation for bid award. Bids for repair of the Fire Escape were as follows: Ray's Fence Co., Inc: $367; J. Wilson Iron Works, Inc: $390; Soucy Wire & Iron Works: $380. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take all bids under advisement and to refer same to the PA for his recommendation for bid award. No bids were received for Surplus Desks & Chairs. The Bd. agreed to advertise same as we did in the past for sale at the East School on a Sat. morning to Town residents.

Bd. member attends BOH mtg.

The Bd. of Health telephoned the office at this point in time to advise the BOS that the BOH would commence their mtg. re: recycling & landfill soon, and requested that a member of the Bd. attend same. Sel. Currier volunteered to attend same to represent the Bd.at this meeting, and he left the Sel. Mtg. at this point in time to attend same.

Bd. Reports continued

Mr. Murphy asked the AA if the Bd's. Press Release re: Town-Wide Cult. Comm. was prepared. She informed him that Miss Parkhurst advised her that an article was prepared for the AA's review regarding this issue. She also advised him that in reply to his questions, the letters to Rep. Keverian & Rep. Freeman re: redistricting & letter re: MCAB have not gone out yet-they will on Feb. 15.

Dept.Head Reports

Mr. House, CETA Coord. requested that the Bd. approve release of two Press Releases re: CETA & We're 4 proposal. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to release both Press Releases to the Press, as they were approved by the Bd.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve use of the Town Counsel as requested by the Youth Center Coord. re: employment of a clerk. The Bd. had previously approved the appointment of a CETA Clerk for the Youth Center, but this position would take away a position currently paid for by the Town for a part-time clerk for the Y.C., and this may not be in conformance with CETA rules & regulations. If that is against the rules, Mr. Hart stated that we could put an additional clerk in the Sel. Office.

Mtg. with Chief Robert Germann re: R & R for CPD

A mtg. was held at 8:00 PM with Chief Germann re: Pol. Rules & Regulations for the CPD. Mr. Murphy passed out info. re: an amended organizational chart for the Chief's opinion. The 3rd page of the packet was the org. chart & the 4th page was the job descrip. by rank & title listed down -asterisks indicate that job des. for these positions are not on the org. chart. The next page is Mr. Murphy's version of what he thinks the org. chart should incorporate. He suggested that the Chief advise him of the names of the officers who fall under the titles on his org. chart for inclusion in same. He would like to see the official title-rank, and the person who holds that title. Mr. Murphy left a blank box for the person in charge of the patrol bureau, who may be Capt. Campbell. On the line following this, officer in charge should be officer in charge of patrol. The center line is really 3 shifts - it would be impossible to put the names in this category, but the titles should be there with names where possible. Mr. Murphy agreed to forward a copy of his notes & changes to Chief Germann for his implementation. The Chief stated that with regard to familiarizing themselves with the Rules & Regs., the Dept. will be read a certain number of R & R at Roll Call, then, if there are any questions, the Chief can answer them at Roll Call for his officers. Each officer will be given a set of the R & R and will have to sign for same. Chief Germann stated that a standard set of codes is being prepared for cities & towns involved in the new radio system, but same is not completed yet. Chief Germann explained the park & wait system vs. patrol system. Often times, an officer is having his lunch in his cruiser, and he parks in a conspicuous place to observe traffic, etc. Chief Germann stated that he will include some info. re: courtesy to the public re: inquiries made to the Pol. Dept., as there should be some guarantee that the person who calls for info. receives it or a follow-up telephone call or note. It is not very clear in the report re: civilian complaints against Police Officers who is responsible. It should be stated in the R & R that with regards to robberies in progress, all robberies are investigated, whether or not they are called in as false alarms. Re: towing vehicles after the operator is arrested, Chief Germann stated that if a person is arrested and has to leave his vehicle to go to the station to be booked with the officer, it is the PD's job to insure that the arrested person's vehicle is safe, therefore, the PD has a form drawn up for towing of the owner's car. He stated that, if the car is left in a safe place, and if the owner wishes to have a family member come & pick up the car, rather than have it towed at an added expense, a waiver form can be drawn up stating that the person who owns the car will be responsible for the safety of the vehicle until it is picked up, as long as the car is not needed for use as evidence, etc. Chief Germann will draw up this waiver form & forward it to the BOS for review & inclusion in the R & R. Mr. Murphy asked Chief Germann if he was aware that one of the original 28 policies was not included - the policy is one regarding informants. Chief Germann requested a photocopy of Mr. Murphy's copy , and he will incorporate same in his list of policies. Chief Germann stated that with regard to the Chief's approvals of the 28 policies, most of them are standard rules & regs., and he will plan to implement all of them with the men at Roll Call in order of priority - more serious ones will be addressed first.

Meeting with our Reps. & Sen. postponed

Mr. Murphy requested that although our reps. and senator would not be attending the mtg. tonight to discuss legislation,he had prepared a statement of facts which he read aloud regarding the postponement of this meeting on two different occasions. He suggested that the mtg. be re-scheduled for March 7, or as soon as possible, before we get too far into the month of March, as at least 55% of the bills will have completed public testimony by March 2, 1977. He was most disappointed in the postponement of these meetings. On a motion by Mr.Murphy, discussion re: Mtg.with Reps. & Sen. continued

seconded by Mr. Palmer, it was unan. voted to invite our reps. and senator either individually or collectively in to a Selectmen's Meeting as soon as possible, or if it is more convenient, we could hold this meeting on an evening other than a Monday, and if this is the case, we will draw up a Press Release for the public on same. This meeting will be to hear our opinions as to why we feel that it is necessary that our legislators support us.

Unfinished Business

Mr. Currier nominated Mary Wadman for appt. to the EAC. She was unan. appointed to the EAC.

The Bd. agreed to hold on appointments to the Sen. Cit. Drop-In Center Comm. until 2/22/77, at which time they will discuss the number of members to be appd. to this Comm. The Bd. wishes to have final approval on any work done by the Comm.

Last week Mr. Murphy requested a hold on Training for Bldg. Officials. He has requested that DCA place his name on their mailing list in order that he may receive info. re: meetings, etc. Also, he located portions of section 802 and another section of the law which he was attempting to research.

There were no additional comments on Civil Service Residence Preference.

Corres.Sum.

Item 2 - the AA will set up a mtg. with Robert Loney for Sat., Feb. 19 at 9:00 AM to discuss the operation of the inlet & outlet structures. The Hghy. Supt. and Mr. Fantozzi will be requested to be present to be instructed on the operation of same. They will meet at the site of the dam.

Item 10 - letter from Tewksbury's Exec. Sec. re: examination of police officers injured in line of duty - The Bd. agreed to advise her of the manner in which we handled this situation in the past (outside physician). The Bd. agreed to schedule this topic on the agenda for discussion at the next Sel. Mtg., as Sel. Lovering has some input on this item re: Fire Dept. injuries.

Item 18 - the Bd. agreed to advise Mr. Delaney that he cannot request that the CUF Club license be transferred to Wingate Functions & Catering unless he applies for an all alcoholic common vict. license, as the transfer of the club license is not to another club.

Item 23 - corres. from the COM Envir. Affairs Dept. re: proper mix of salt and sand during winter periods. The Bd. agreed to forward copy of this corres. to the Hghy. Supt. and to ask the Hghy. Supt. if there is any way he could modify his plowing procedure in the areas close to the well in No.Chelmsford, by overlapping or heavy concentration of sand, and we would request his report asap, & a copy of this corres. should go to the Fin.Comm. for their info re: salt shed.

Items 33 & 34 - Board discussion re: corres. from Rec. Comm. re: changes in Art. 2 & Water Safety Instructor & 4 Senior Life Savers - Mr. Hart stated that he did not notice in the Varney Pl. budget any item re: preparation of beach at Crystal Lake this year - if there is no beach, then there is no need for lifeguards or funds for same. The Bd. agreed to notify the Rec. Comm. that we will take no action on these items until after our mtg. with the Fin.Comm. on Feb. 15.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum. as amended, and to include same in the minutes of the meeting by reference.

New Business

Mr. Currier received corres. at his home re: request from residents in the area of Jensen St. that the Bd. not sell 5.3 acres in that area which are on the list of Town-owned property which are for sale to the public. On a motion by

New Business continued

Mr. Currier, seconded by Mr. Murphy, it was unan. voted to forward a letter to the Cons. Comm. requesting that they take over these 5.3 acres as Cons. land.

Mr. Murphy will draw up an update of our crime statistics and will leave same on Thurs. evening for the Bd's. review - if the Bd. approves of same, it can be included in the Town Report with the Pol.Dept. report.

Mr. Murphy asked if any appts. would be made to the Town Forest Comm.on the agenda under 'appointments' portion of agenda - the Chair advised him that there will not be any appts. to the TFC, as the Cons. Comm. has submitted an article in which they would become the TFC.

The Bd. agreed to forward the folder with the list of architects interested in working on a new Town Hall proposal to the PA, in order that he may interview these firms to determine if they would be willing to submit a proposal for the renovation of the McFarlin School with funds, should an application be approved, from the Pub. Works grant. Also, re: pub. works funds, when additional money becomes available it is not clear whether or not the Federal government will just go further down the list of applicants they currently have, or if they will make it open to new applications. We did not apply because we could not prepare a project which would be ready for implementation within their time limit on the applications. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to go on record with Congressman Tsongas & Senators Brooke and Kennedy that should there be any additional pub. works funds alloted by the Pres. of Congress, we would request that the application process be open to new applications. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to instruct the Purch. Agent to contact the architects interested in the Town Hall to determine their willingness to participate in preparing a Pub. Works grant application for us, and as a result of his survey, this Bd. may schedule a mtg. with firm(s) to discuss same.

The Bd. agreed to request the Town Aide to get together with the Purch. Agent to determine if there is any preliminary step which could be taken to help our elderly with regards to fuel shortages due to the cold weather. Also, the Welfare Office & Civil Defense may be able to help the Town Aide with regards to this matter.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to correspond with our reps. & State Sen. that we wish to go on record opposing the extension of hiring control on the entire County by the County Commissioners. Copies of this corres. will be forwarded to the proponent of the bill, Rep. Rea of Billerica; County Commissioners; Sheriff Buckley; Clerk of Courts Edward Sullivan.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting adjourned at 9:35 PM.

For the Board of Selectmen, by

Bonita Towle

Jurors Drawn

Jurors drawn on Feb. 22, 1977 by Selectman Paul C. Hart - Chairman: For Lowell-Joseph Dappal, 8 Topeka Rd; For Cambridge: Susan Trainor, 20 Stearns St; Madeline Brendel, 137 Mill Road; William Flynn, 87 Pine Hill Road; Gordon Isleib, 14 Sleigh Rd.

Regular Meeting Members Present

Regular Meeting of the Board of Selectmen held Feb. 22, 1977. Members present were: Mr. Hart; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mr. Currier was detained on business but joined the meeting in progress at 7:50 PM. Mrs. Haines, AA was also present. Mr. Hart, Chairman, called the mtg. to order at 7:30 PM.

On a motion by Mr. Palmer, seconded by Mr. Murphy, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Feb. 14, 1977.

Minutes Adopted

Board Reports

Mr. Hart reported on a mtg. held Sat. morning at Crystal Lake with members of the BOS, reps. of the CLRC, Supt. of Sts. Louis Rondeau, & Robert Loney of FS&T. The mtg. was held to enlighten all parties concerned on the operation of the inlet structure and the opening & closing of the tube which goes under the dam. Because something was blocking the closing of the gate, it could not be closed. DeMatteo Constr. will try to repair same on Wed. AM. Also, due to the cold weather we have been experiencing recently, the inlet structure cannot be opened due to the ice in the gate area, we will have to wait for warmer weather. Mr. Rondeau will inform the Bd. when he opens the gate. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to advise the Hghy. Supt. that the care of the dam will now be considered as part of his duties, and if, at anytime he is not available, the man who is 2nd-in-command should be knowledgeable of his responsibilities regarding care of the dam, and inspection of the tube structures should be at least once a week.

Mr. Hart reported on a meeting held last week with the Tn. Acct., Treasurer, Bd. of Assessors, Fin. Comm., and School Comm. re: fiscal state of the Town. All parties agreed that there should be little or no salary increases next FY, or any type of increases due to shortfalls re: reimbursement from the State; increases in taxes; shortages of increased revenue, etc. The Fin. Comm. will try to keep budgets to a minimum, but they do not go along with the built-in increases for fuel & electricity, etc. Our Sel. budget was also discussed at a mtg. with the Fin. Comm. which was held earlier than the mtg. with Dept. Heads. The Fin.Comm. requested that we tighten up on the photocopy machine use & costs associated with same. Perhaps the copy machine can be moved into the Sel. Office to tighten up use of it, or purchase of a duplicating machine may cut back some expenses.

Upon request from Mr. Lovering, the Bd. agreed to invite reps. from the Armenian Church to a Sel. mtg. in the near future to discuss removal of a sign on the premises which residents have complained about in the past. Mr. Lovering recollected that when the Bd. granted the Beano License, the only sign discussed was a Parking sign, and there was a commitment that the Parking sign would be the only sign erected on the premises.

Re: examination of Police Officers & Firefighters injured in the line of duty- On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to call a mtg. of Police, Highway (& Fire) Dept. heads to form a policy for the Board's review re: obligations of any of our employees when they are out sick & when they are injured, i.e. we may hire a Town Physician for this purpose. Chief Reid will advise the Bd. of the outcome of this meeting, and will forward the Bd. with a written policy for their review concerning this matter.

At 7:45 PM a Bid Opening was scheduled for Disability Insurance. Only one (1) bid was received - the bid was not opened. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to re-advertise for Sealed Bids for Dis. Ins., and to return the bid which we received to the bidder-sealed.

Bid Opening-
Disability
Insurance

The AA advised the Bd. that negotiations have been scheduled this week as follows: Wed. - 3PM - Police; Wed. - 4:30 PM - Fire; Thurs. - 1:00 PM - Highway.

AA Reports

Mrs. Haines advised the Bd. that John Clark of the Lowell CETA office advised her that the Board could hire 10% or 3 employees under Tit. 6, and the new hires could start on Monday. However, no interviews have occurred to date. An approved list of applicants names is in the sig. folder. The Bd. will give the AA their recommendations by Thursday evening for these positions.

AA Reports continued

Mrs. Haines advised the Board that Channel 4's "We're 4" crews have been working in Town all day for our spot for "We're 4."

Dept. Head Reports

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve a Request for Trans. from the Res. Fund in the amount of $519 for Veteran's Pension Claims - not enough money was appropriated at Town Meeting.

Mtg. with BOH & CDM re: landfill

A mtg. was held with R. Hauser of Camp, Dresser & McKee & Dr. Caniff & Tom Morris of the BOH re: landfill. Mr. Houser explained basically what was in the CDM update dated Nov. 8. The Town was charged $6,000 for the update. Mr. Hauser met with Mr. Kenneth Tarbell from the State office in Tewksbury & Tom Morris to review the updated plans & report. One of our concerns is a certain portion of the area to be developed which required approval from the Town Cons. Comm. for filling - the approval had been gained 4 or 5 years ago, but now the approval has expired - the other concern is the disposal of septage on the site. Present methods of digging a hole & disposing of the septage are not acceptable to the State. Mr. Lovering has discussed with Dr. Caniff, CH of the BOH, the roles of the BOS & BOH with regard to the landfill. They agreed that the BOH's charter is one of determining those health standards which are necessary for the proper technical operation of the landfill. They also agreed that the actual implementation, engineering, operations, etc.of the landfill rests with the BOS. Mr. Lovering suggested that the BOH take an official vote on this at their next meeting. Life at the landfill is estimated at 7 to 9 years. Dr. Caniff stated that the BOH should determine from the State how much land they would require for use at a septage/dump. Mr. Morris stated that he will contact Mr. Tarbell to determine what he is looking for re: requirements Chelmsford must meet. Any letters we receive in this office re: operation of the landfill re: septage will be forwarded directly to the BOH. Mr. Hauser stated that since we have purchased Mr. Sugden's property, life at the landfill may be extended an additional 4 years, approximately. Mr. Hauser stated that to date the State has not issued any citations, but he was told verbally by Mr. Tarbell that the State will issue citations to Chelmsford re: septage disposal. Mr. Morris will get back to the BOS after he contacts Mr. Tarbell.

Mtg. with BOH; Planning Bd; NMAC & Sewer Comm. re: sludge disposal

A mtg. was held with Dr. Caniff & Tom Morris of the BOH; Robert Raab, CH-Planning Bd., Mr. Hauser of CD&M; Joseph Gutwein & Ted Rapallo of the Sewer Comm; and Mike DeJano of NMAC to discuss sludge disposal. Mr. Gutwein explained the problem re: disposal of sludge in Chelmsford. The Lowell City Council voted to adopt some resolutions re: the joint program between Chelmsford & Lowell re: a regional sewerage treatment facility. Lowell stated that they would treat the disposal of Chelmsford at their sewerage treatment plant contingent upon Chelmsford & Lowell entering into a contract with the proviso that Chelmsford agrees to provide a State certified landfill for the acceptance of treated sterile sludge from the Duck Island Water Treatment Plant for the term of the design life of the sewerage treatment plant. We are still awaiting approval of our plan with the State. It is not clear in the Lowell City Council's resolution if Chelmsford is supposed to accept all of the sludge, or just a portion of it from Lowell and the other participating communities. Chelmsford most likely will not be able to fulfill this agreement if we have to accept all of the sludge. The other towns involved in the Duck Island Plant do not have any stipulations on their agreements re: disposal of sludge.When the sludge is mixed 50-50 with sand or soil this is the most beneficial method of getting rid of it. Mr. Gutwein stated that based on all the deadlines with the State for our proposal, it does not appear at the present time that we have a good chance of receiving Federal funds. Mr. Murphy suggested that we meet with Evelyn Murphy to advise her of our problems with our concern re: application being delayed every day. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to communicate with Sec. Evelyn Murphy and request that she meet with us to go over our sewerage plan to try to come up with some definitive answers as to our proceeding with same. On a motion

Mtg. re:sludge disposal continued

by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to have a rep. of the Board of Selectmen and a rep. of the Sewer Comm. meet with the Lowell City Council to attempt to identify the sludge volume which the City of Lowell wants Chelmsford to accept. Mr. Hart informed the Sewer Comm. that we received corres. from M.Siflinger of HUD re: an application which is supposed to be filled out - the Sewer Comm. will fill it out & return it asap. Mr. Hart designated himself as the Sel. Rep. to meet with the Lowell City Council - unless we are further advised, Ted Rapallo will be the Sewer Comm. rep. Joseph Gutwein advised the Bd. that he will not run again for the Sewer Comm. due to personal reasons. An opening now exists for the next term.

Mtg.with Ina Greenblatt re: articles

A mtg. was held with Ina Greenblatt of the EAC re: articles for the 1977 ATM Warrant. The articles submitted by the EAC were discussed in great detail by Mr. Lovering & Mrs. Greenblatt. The recycling program will mean a savings of dollars and cents in the Town, and it is of the utmost importance at this point in time to Chelmsford. Basically, they are proposing a separation of 3 categories - one category for glass and cans; another category for paper; and the last category for other-trash. Some of the articles are still being researched i.e: vehicles for pickup of trash, etc. Also, some of the articles have been withdrawn by the EAC, and some of the dollar figures associated with the articles have been decreased. Also, Mr. Lovering & Mrs. Greenblatt intend to lower the dollar figure associated with the art. re: printing of info. on recycling program as they intend to solicit funds from public service organizations in Town. On Wed. Mr. Alexion & Mr. Rondeau are going to Newton to view equip. which can be used to pick up glass & cans & paper - these trucks are different than ours. A judgement on increase in crews, etc. will be made with Mr. Rondeau after more info. is gathered regarding this matter, possibly within the next 2 weeks. Leaves present quite a problem in our trash pickup - possibly they could be banned from being picked up by the Hghy. Dept., and possibly, and article could be drawn up banning green trash (plastic) bags, in order to aid with complete involvement by all residents in the recycling program. Theft of recycling papers is still occuring in Town and is still presenting a problem. Mr. Lovering suggested that the Police Dept. should continue to try to apprehend the thieves. The EAC dropped the figure associated with the CDM report article from $233,000 to $120,000 for implementation of the report to correct problems at the landfill. Next yr. we could consider the operation phase.

Unfinished Business

The Bd. agreed to form the Sen. Cit. Drop-In Center Comm. consisting of reps. of the COA, Sen. Cit., and citizens at large. Mr. Currier nominated Gula Boyce, Louise Bishop, Edward Hood and Wm. Marson for appointment - they were unan. appd. by the Board. The Chair appd. Sel. Currier as the Sel. Rep. and as Chairman Pro-Tem. This committee will come back to the Board of Sel. before they make any decisions re: contracts, etc. for the building. They will be mainly an advisory Committee.

The Bd. discussed changes in Art. 2 by the Rec. Comm. & lifeguards. They requested the following changes under the Rec. Comm. in art. 2: Dir. of Summer Program, line item 2-sal: from $1,240 to $1,850 pa; Swimming Dir,line item 3 title change to Water Safety Instr.Dir.-sal. schedule: min. $150-max. $175 per week; Swimming Instr, line item 4 title change to Lifeguard-swim. instr. sal: min. $115-max. $135 per week.Mr. Hart stated that he is not opposed to the changes in titles of the positions, but he is opposed to the increases proposed. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to refer the changes in Art. 2 to the Personnel Board for their review and appropriate action asap and advise the Rec. Comm. and Pers. Bd. that we have no objections to changes in titles, however, we are opposed to any increases in salaries for the upcoming year; also,on any existing positions (i.e. Summer Program Dir.) we will hold the line on no sal. increases and any positions that had not been utilized for the last 6 yrs. under the swimming program ought to be viewed in light of today's wages rather than those of 6 years ago in fairness to anyone applying. Mr. Hart feels that

Unfinished Business continued

we should not include funds for a program which we are not sure will be implemented next year - the swimming program at Crystal Lake.

The Bd. discussed the Civil Defense Emergency Operations Plan submitted by the Civ. Dev. Comm. The Bd. congratulated Mr. Hedlund on the excellent job he has done in compiling this information. Mr. Murphy requested that a telephone list for activation & manual for activation should be included; also, use of sirens in the Community should be included as alert mechanisms at the Fire Stations. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to adopt the plan and request Mr. Hedlund to add the above to the plan.

BUDGET APPROVALS

The Board discussed at great length the following budget approvals, which were prefaced by the following comments: Mr. Currier moved that the Board approve budgets, without reserve, which have decreased since last year's requests, and that the Bd. approve all requested budgets at last year's voted rates, if increases have been requested - this motion was seconded by Mr. Palmer. Under discussion, Mr. Lovering stated that he does not wish to see increases in the budgets either; however, the Insurance Dept. budget, due to increases in rates, will have to be increased, therefore he cannot support Mr. Currier's motion to, on a blanket basis, approve budgets at last year's rates, and he wishes to address each budget individually. Mr. Currier withdrew his motion. The Board has a consensus of opinion regarding salary increases which is as follows: The Board will suggest no salary increases for the upcoming year for persons who come under the jurisdiction of the Board of Selectmen. Mr. Lovering added that he hopes that we do not take a different position re: increases with our Union employees. The budgets are as follows-they will be forwarded to the Fin.Comm:

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve Acct. Dept. budget in the amount of $43,858.
On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve Animal Insp. budget in the amount of $1,100.
On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Bd. of Appeals budget in the amount of $4,010.
On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve Civil Defense budget in the amount of $7,050.
On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve Council on Aging budget in the amount of $11,125.
On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve Cons. Comm. budget in the amount of $13,100-adjust consultant figure to one-indicate a review of that line item warranted this action.
On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve Dog Officer budget in the amount of $14,834.
On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve Elections budget in the amount of $9,000.
Discussion re: Fire Dept. budget request - $20,000 has been requested for pumper, and has not been added to the figure in the budget. Mr. Lovering suggested that if we take all Police & Fire Dept. salaries proposed for officers, firefighters, overtime & sike & holiday time & exclude the Chief & Dep.Chief, and add all those proposed salaries up there is a total of $1,800,000 - and if we divide that amount over 61 men, in terms of this budget, each member of the Fire Dept. on the average, is put in the budget for $18,000 per yr. Some will make more or less than this amount. Re: Police Dept. adding up all of these same salaries proposed in the same categories, the dollar value is 947.7 thousand dollars - there are 47 men and the average salary is $20,000 per year. Mr. Lovering feels that both of these totals are high, and they point out the types of concerns the Bd. expressed in the past, with regard to overtime, etc. Mr. Lovering would be willing to consider cutting the overtime budget in both departments - then we could find enough money to fix the pumper and there would be more money for the taxpayers, as well. After research, Mr. Murphy determined that some of our Police Officers are

BUDGET
APPROVALS
continued

working 68 hours per week, and he feels that perhaps we should add new officers rather than work our officers 68 hrs. per week, as there is a question as to an officer's effectiveness after working more than 40 hours per week. Mr. Hart stated that we should wait for a reply from our LRA re: our responsibilities with regard to overtime-contractural requirements. Mr. Lovering suggested that we tell the Dept. Heads to do the job with the personnel we give them to work with. Also, vacations could be staggered. Mr. Lovering suggested that we reduce the overtime accts. by 15%. Perhaps we could hire more intermittents. We need $20,000 more in the Maint. & Equp. Acct. for the Fire Dept. for the pumper, and we want to decrease the overtime. We should request a report from the Fire Chief, in writing, as to why the pumper has to be replaced. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to hold on this budget approval until Feb. 28.

Re: Hghy. Dept. Budget - the Bd. agreed to discuss the budget by line item as follows: Sal.-Admin: $31,279-Eng. Fees: $10,000-Labor-Men: $292,320; Expenses: Util-Mat.Misc.-$184,440; Waste Col.-$300,000; Stab.Fund-$10,000; Machine Hire-Other-$6,000; Snow & Ice-$198,905; Sidewalks-$7,000. On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to approve Hghy. Dept. budget in the amount of $1,039,944, and all labor funds will appear under Salaries (ie Waste Collection).

On a motion by Mr. Currier, seconded by Mr. Murphy, it was voted three in favor, two opposed-Mr. Lovering & Mr. Palmer, to approve Hist. Comm. budget in the amount of $700.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to approve the Home Rule Adv. Comm. budget in the amount of $400.

Re: Hydrant Service budget, the Fin. Comm. is looking into this budget & backup for same, therefore, the Bd. agreed to hold on same until 2/28.

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to invite the Tree Warden in to a Sel. Mtg. in the near future as we have no backup to explain his budget. The Bd. held on the budget approval of Insect Pest Control.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Ins. Dept. budget in the amount of $501,000 and to request a memo from Mr. Welch informing us of the increases & explanation of same.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted three in favor, two opposed-Mr. Palmer & Mr. Lovering, to approve the Law Dept. budget in the amount of $15,500.

Re: Police Dept. budget - the Bd. agreed to hold on same until 2/28. Mr. Lovering stated that he would like to see a 15% reduction in overtime costs in the PD budget. Mr. Murphy requested that Chief Germann compute the salary package predicated upon what the addition of one more man per shift and the reduction of the appropriate overtime - based on this year's figures - Mr. Murphy put this in the form of a motion, which was seconded by Mr. Currier - vote was four in favor, one opposed-Mr. Lovering, as Mr. Lovering does not want to see any new employees in the P.D.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Pub. Bldgs. budget in the amount of $31,662.

Mr. Currier moved the approval of the Rec. Comm. budget in the amount of $134,250-motion failed for lack of a second. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was voted four in favor, one opposed-Mr. Currier, to approve the Rec. Comm. budget in the amount of $133,111. The Bd. agreed that a mtg. should be scheduled with the Chief of Police, Varney Pl.Comm, Rec. Comm, CLRC & BOS to discuss swimming area, etc. at Crystal Lake before Town Meeting.

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to suspend the meeting rules and continue the meeting past the hour of 11:00 PM.

On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to approve the Registrar's Dept. budget in the amount of $13,504.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Sealer of Weights & Measures budget in the amount of $2,300. The Bd. requested that the AA determine whether or not the SW&M is Civil Service, as

BUDGET APPROVALS continued

perhaps the BI could assume these duties.
Re: Sel. Dept. budget, Mr. Lovering suggested that Clerk Overtime come from amount allocated for Part-Time Clerk - in other words, cut down the Part-Time Clerk's salary by $1,348 which will be used for the Clerk's overtime. Mr.Currier suggested that we take out the salaries for Purch.Agent, Town Planner & Rec. Supv. and keep in the Clerk Overtime and keep the figures for last year. Mr. Lovering explained to the Bd. his reasons for keeping a $20,000 position in the Sel. Dept. budget for Supt. of Engineering Operations, in view of all of the other cuts which the Bd. has made regarding budgets of other departments. He stated that he feels that within the next few years, engineering operations will be critical to this Town, i.e: aerial mapping-an eng. project of $95,000; misc. State programs that Mr. Lovering estimates at $50,000; HD-$10,000 in their budget for engineering; the Planning Board is including other eng. monies beyond the $5,000 appropriated last year; the Swain Road landfill Eng. project itself will cost about $120,000 - that is $275,000 worth of engineering projects in the next 12-18 months. We need a Certified Registered Professional Engineer to act as a Town Engineer for all of our needs. Mr. Lovering also sees this person in the future as overall supvr. of Hghy. Dept. or DPW or a dept. which could include the Cem., Hghy., and Park Depts. Perhaps Cons. Comm. could use this person at some time in the future. Supt. of Eng. & Landfill Operations was the name first given to this position - Mr. Lovering has changed it to Supt. of Eng. Operations. On a motion by Mr. Lovering, seconded by Mr. Murphy it was voted 3 in favor, 2 opposed-Sels.Hart & Currier, to include under the salary portion of the Sel. Dept. budget the position of Supt. of Engineering Operations at a salary of $20,000. On a motion by Mr. Murphy, seconded by Mr. Palmer, it was voted 3 in favor, 2 opposed-Sels. Hart & Currier, to approve the Sel. Dept. Salaries portion of the budget in the amount of $57,438. On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the expenses portion of the Sel. Dept. budget in the amount of $15,471. Mr. Lovering will be pleased to work with the AA re: use of the photocopy machine & tighter controls on same.

On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to approve Street Lighting budget in the amount of $74,000.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to approve the Town Aide's budget in the amount of $9,565.

On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to approve Town Celeb. Comm. budget in the amount of $5,000, also, if Mr. Hedlund & Chief Germann determine that $750 for other Town Depts. can come out of the Police Dept. budget parade acct., this will be deducted from the total budget and the budget will be reduced by $750.

On a motion by Mr. Murphy, seconded by Mr. Palmer, it was unan. voted to approve the budget for the Town Forest Comm. in the amount of $100.

Re: Unclassified Budget - Bd. reviewed same by line item: Tn. & Fin.Comm.Reports: $10,000; CATV: $100; Mem.Day: $1,500; Town Clock: $300; Ind.&Dev.Comm: $00.00; Amb.Serv: $10,000; Mental Health: $8,695; Vet.Pens: $5,009; IDFA: $00.00; DPW: $170; Hist.Dist.Comm: $250; Bus Trans: $28,000; SHARE:$23,737; NMAC: $8,592; Unemp.Ben.Due State: $10,000 - the budget was unan. voted by the Bd. on a motion by Mr. Currier, seconded by Mr. Murphy - total budget is $106,353.

On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to approve the Varney Playground budget in the amount of $7,050.

Mtg.continues

At 11:30 PM the Bd. recessed for five minutes - on a motion by Mr. Murphy, seconded by Mr. Lovering, it was voted four in favor, one opposed-Mr. Hart.

On a motion by Mr. Currier, seconded by Mr. Lovering, it was unan. voted to reconsider the budgets of the Bldg. Dept., Gas & Wiring Inspectors. Mr. Currier will forward each Bd. member his reasons for requesting this reconsideration prior to Feb. 28.

WARRANT ARTICLES

The Bd. discussed the list of warrant articles for the 1977 ATM Warrant. Mr. Lovering withdrew the following articles: art. re: publicizing recycling program; art. re: review waste collection routes; art. re: purchase duplicate set of aerial maps. Mr. Lovering changed the article to purchase land for landfill expansion to be for appraisals only - he is looking forward to next year's TM for acquisition of the land. Also, under art. re: Hghy. Dept. purchase of equipment change from one chassis & one body to two chassis & two bodies, in the event that it is determined by Mr. Lovering & the EAC that two would be necessary. This would change the order of these articles - art.19 should be moved to what is now #40. Also, art. to develop sanitary landfill dollar figure has been reduced from $233,000 to $120,000. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted to remove articles 36, 38, and 41 from the '77 ATM Warrant, and to amend the dollar figure in art. 39 to $120,000 - all other articles will be placed in the '77 ATM Warrant. Mr. Murphy will update his list of articles- it was also voted to move art. 19 to after art. 40; and to amend art. 40 to indicate that article will be for appraisals of landfill expansion only.

Corres.Sum.

Item 3 and Item 9 - corres. from writers interested in land for sale - Mr. Murphy amended the AA Rec. to advise the writer that we will consider an article for a future Town Meeting, and the obligation for the expense of appraisal of the property is to be born by the person interested in the purchase of the property.

Item 5 - On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one opposed-Mr. Hart, to hold a public hearing re: application for a taxi license from Bill's Taxi. The hearing will be scheduled in the near future.

Item 11 - request for a one-day Dog Show at the McCarthy Jr. High School - the Bd. agreed to request the AA to determine if it is necessary to obtain a variance for this type of activity.

Item 12 - Board discussion - Mr. Lovering will prepare a job description for the Board's review to forward to the Pers. Bd. for the position of Supt. of Engineering. He will prepare it for the Bd's. review at the next Sel. Mtg.

Item 18 - re: public records law - it is important to note that Chelmsford passed an administrative procedure re: Chapt. 1050 two years ago, perhaps at this point in time it should be updated by the AA or rescinded.

Item 21 - On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to return requisition list for Sergeant's exam back to the Chief and advise him that because of our austerity program, he will have to make due without a sergeant this year.

Item 23 - Board comments re: letter from Alfred Coburn re: Mr. Coburn's feelings re: new format of news coverage & format of Lowell Sun. The Bd. agreed with many of Mr. Coburn's comments; however,persons who subscribe to the Lowell Sun should voice their opinion regarding the newspaper directly to the Lowell Sun.

Item 26 - copies of bills from Rep. Bruce Freeman re: bills he has filed for 1977. Mr. Murphy will borrow them & compare them with bills which have been filed in the past & their success records, etc.

Item 27 - corres. from Rep. Francis W. Hatch, Jr., House Minority Leader re: taxes, local aid, state-mandated programs, etc. Mr. Murphy provided each Bd. member with a graph of State aid to education which reflects a $27 million deficit. On a motion by Mr. Murphy, seconded by Mr. Currier, it was unan. voted

Corres. Sum. continued

to advise Rep. Hatch that we are concerned with lack of balance between Ch. 70 and Ch. 766-we feel the program is out of balance, and we also feel that procedures should be formed to cap Ch. 766 budget until further aid is available in Ch. 70 - we share his concern re: local aid to education - no further money should be appropriated to Ch. 766 until a balance is restored to the program - we agree that local aid should be a higher priority in the State budget.

Item 29 - corres. from Mr. Frederick Kilmartin, et al re: zoning at 9 Billerica Road - the Bd. on a motion by Mr. Lovering, seconded by Mr. Currier, amended the AA's recommendations to request a report from the BI by Friday, Feb. 25, for the Bd's. review at their mtg. on Feb. 28.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the balance of the AA's recommendations on the Corres. Sum. as amended and to include same in the minutes of the meeting by reference.

Article removed from warrant

Mr. Lovering advised the Bd. that he would like to remove art. 47 from the warrant, as he does not feel that the Bd. is ready, at the present time, to withdraw from Civil Service. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to withdraw this article, in hopes that we will be prepared next year to deal with the subject in more depth with the Townspeople.

New Business

Mr. Murphy advised the Bd. that he had developed the graph for the Town Report to be used in conjunction with the PD Annual Report re: crime statistics over the last 8 years - Chief Germann has approved it, Mr. Murphy will give the original artwork to the AA to be forwarded to the printer in the ATR.

Meeting Adjourned

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adjourn the meeting. The meeting was adjourned at 12:20 AM.

For the Board of Selectmen, by

Bonita Towle

Members Present

Regular meeting of the Board of Selectmen held February 28, 1977. Members present were: Mr. Hart; Mr. Currier; Mr. Palmer; Mr. Murphy and Mr. Lovering. Mrs. Haines, AA, was also present. Mr. Hart, Chairman, called the mtg. to order at 7:40 PM.

Proclamations

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to proclaim March as Scholarship Month in the Town of Chelmsford. Mr. Hart read a proclamation regarding this matter.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to proclaim March 11, 1977, as Easter Seal Coffee Day in the Town of Chelmsford. Mr. Hart read a proclamation regarding this matter.

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to proclaim March as Red Cross Month in the Town of Chelmsford. Mr. Hart read a proclamation regarding this matter.

Minutes Adopted

On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to adopt the minutes of the Selectmen's Meeting held Feb. 22, 1977.

Mtg. with E. Kilmartin, et al re: 9 Billerica Rd.

At 7:45 PM a mtg. was held with Mrs. Eleanor Kilmartin, et al re: alleged zoning violation at 9 Billerica Road. Several other residents of this area were present also to voice their dis-satisfaction with the alleged zoning violation. They were: Mr. (& Mrs.) Frederick Kilmartin, Mr. & Mrs. Edwin Thompson, and Rev. Walter Sobel. Chairman Hart read the following letter received from Peter J. McHugh, Jr., Bldg. Insp. into the record: "Feb. 25, 1977 - To: Chelmsford Bd. of Sel. Re: 9 Billerica Road - According to the Town Zoning map approved in 1963

Mtg. with E. Kilmartin, et al continued

at Town Meeting and prepared by Economic Dev. Assoc., Inc. and revised by Edward Kiley, Inc. 1966 and redrafted 4-11-67, 4-17-68, 10-1-68, 11-25-69, 12-23-70, and 11-24-71 and prepared under the direction of the Planning Board by Lester W. Ball and the only legal zoning map for the Town of Chelmsford, it is the instrument I used to determine same. How accurate the zoning map is supposed to be I don't know. Where they received their information and the criteria they pursued is unknown to me. If you so desire, I will contact same. This property so located is in an historic district, so no changes in the appearance will occur unless by order of the Historic Commission. Regarding the letter received from the Board of Selectmen, in my opinion there have been no illegal changes made so far. As for cutting trees and shrubbery, that is permitted by any individual on their own property. As far as deeds are concerned that is a civil matter and in my opinion no concern of the Inspector of Buildings. If I can be of any further help, please do not hesitate to call. Respectfully, Peter J. McHugh (signed)." Mrs. Kilmartin furnished the Board with a certified plot plan of this location which they viewed at this time. Mrs. Kilmartin asked the Bd. when this problem would be rectified. Also, Mr. Edwin Thompson stated that many residents in the area are concerned with the problem, and want to see some action taken regarding the alleged zoning violation. Rev. Walter Sobel, Rector at All Saint's Church, asked the Board how one would go about adjudicating the Building Inspector's personal judgement. Chairman Hart advised that the matter would be referred to the Appeals Board, in response to Rev. Sobel's question. Mrs. Meridith Thompson stated that she accompanied Mrs. Kilmartin when she visited the Building Inspector's Office last week to discuss the alleged zoning violation- they showed the B.I. the measurements on his own map, and he informed them that the map is not accurate; however, that is the map quoted in his letter. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to instruct Town Counsel to obtain a court injunction to halt any further activity on the Archer Appliance premises at 9 Billerica Road until the issue of zoning legitimacy has been determined - this will protect Archer Appliance in terms of expenditures of any increased funds which may subsequently be proven not beneficial to the property, as well as protection to the neighbors in the vicinity of 9 Billerica Road. Mr. Lovering stated that in his opinion, the Bldg. Insp. had committed another serious error re: services the community is receiving re: his issuance of permits. Mr. Lovering further stated that Mr. McHugh has issued a permit to Archer Appliance in a case, in Mr. Lovering's opinion, which is very questionable - the Bldg. Insp. has an avenue when he is not sure-and his avenue is to not issue the permit and allow the applicant to go to the Board of Appeals for a hearing where a determination can be made one way or another - the Bldg. Insp. has chosen, in other cases besides this case, not to do that, but on the face of overwhelming evidence to the contrary, to issue permits. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was voted three in favor, two opposed-Mr. Hart and Mr. Palmer, to request the Bldg. Insp. to respond in writing by Friday at 5:00 PM of this week, as to why the Selectmen should not suspend him for a period because of the issuance of the permit in this particular case. Mr. Hart informed the residents that they will be kept informed of the status of this matter - Mr. & Mrs. Kilmartin will notify their neighbors of any correspondence they receive regarding this matter.

Public Hearing re: All Alch. CVRest.Licens application o Wingate Functions

At 8:00 PM a Public Hearing was held on the application of Wingate Functions re: All Alcoholic Common Vict. Restaurant License at the former Knights of Columbus Hall on 21 Quigley Avenue, North Chelmsford. All return receipts were received. Mr. Hart advised the Board that as far as the Public Hearing is concerned, we can go through the entire process & accept comments from abutters, or, since this case must go before the Bd. of Appeals for a variance, we can allow Mr. Delaney to withdraw his application without prejudice at this time, and he can re-submit same after the Bd. of Appeals acts on the matter, should they vote to grant the variance. The Bldg. Insp. advised the Bd. in writing that Mr. Delaney's application for a function room at the premises would be a non-conforming use, and

Public Hearing re: All Alch. CVRest.License application of Wingate Functions continued

Mr. Delaney has been instructed to appear before the Bd. of Appeals for their action regarding this matter. The Selectmen must act on an application for a liquor license within 30 days of receipt of said application. Perhaps the Bd. of Appeals may not schedule same for some time, and the Sel. must act on same within 30 days of receipt of the application, therefore, Mr. Hart stated that it would, in his opinion, be in the applicant's best interest to withdraw his application at this time. Mr. Delaney stated that the Bldg. Insp. explained to him that there may be some problem with the zoning of the land, and the Bd. of Appeals would have to determine use of same. At this point in time, Mr. William Delaney requested permission to withdraw his application, pending action by the Bd. of Appeals. On a motion by Mr. Currier, seconded by Mr. Palmer, it was voted four in favor, one voting present-Mr. Lovering, to allow Mr. Delaney to withdraw his application without prejudice for an All Alcoholic Common Vict. Rest. License for Wingate Functions at 21 Quigley Ave.

Street Acceptance Hearing

Baldwin Road

At 8:15 PM a Street Acceptance Hearing was held for the acceptance of Baldwin Road. We are awaiting a report from the Hghy. Supt. & Paul Bienvenu re: condition of street (if it is in order for acceptance). Several residents were present from Baldwin Road. Mr. Quinn furnished the office with a certified plan of Baldwin Road-Mrs. Haines advised him that the Town Clerk must have this for her files as a permanent record. The residents have no complaints regarding the condition of the street. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the request for street acceptance under advisement pending receipt of a report from Louis Rondeau and Paul Bienvenu on the condition of the street, and pending Town Meeting action for same. Mr. Murphy commented that this is another case in which the Bd. has had to deal with problems re: release of bond money before street is accepted.

Board Reports

Mr. Hart reported that he and the Hghy. Supt. went to the dam site at Crystal Lake today and opened the inlet structure and now water is flowing into the dam--the pipe under the dam has been closed and the lake is being filled now.

Mr. Murphy reported on more info. re: forum for discussion at McCarthy Jr. High School on March 16 at 8:00 PM re: question of professional management for the Town. The Jaycee-ettes will handle posting of notices for the forum; LWV-will get the Moderator; Jaycees will handle Press Releases; LWV will insure press coverage on the 16th of March. All these groups, and the Rep. & Dem. Town Committees will request that their members attend. Speakers will be a full-time Selectman; Mayor; Town Mgr; Sel. working with a Town Manager & status quo-Mr. Hart will speak for our own system. Each speaker will take 5-10 minutes to talk, after all of the speakers are finished, there will be questions from the floor, etc.

Mr. Murphy reported on a Legislative Conference which was held on Saturday at the State House. There was a presentation made in regards to the way in which the Municipal Organizations look at the Gov's. budget message and there is a breakdown on how the Gov's. budget effects cities & towns. There is also a breakdown on what the progress has been to date on the 20 municip. bills filed - 10 have been heard; 3 received unfavorable reports; 1 received a favorable report and 10 have yet to be heard. Sec. Flynn, representing Gov. Dukakis voiced favorable comments about the municip. organizations bills. Sen. Ed Brooke talked about a number of things which effect the cities and towns. Sen. McIntyre-NH filed a bill to guarantee that communities don't get less than they did in the past - Mass. will lose 1/3 than we have been getting. He also talked about Urban Mass. Transit. There was also discussion re: Unemp. Benefits. A handout was given by the municip. organizations which Mr. Murphy will leave in the Reading Folder for the Board's review. Sen. Hatch also presented some info on Ch. 766 which is in the Reading file. When we meet with our reps. we can provide them with the data from the municip. organizations.

Board Reports continued

Mr. Lovering reported that he and Chairman Hart attended the MVSA mtg. held last week at Vesper Country Club. Guest Speaker was County Commissioner Michael McLaughlin, who conducted a personal attack on his fellow Middlesex County Commissioner S. Lester Ralph, as well as a personal attack on the Lowell Sun for the manner in which they report his activities. Mr. McLaughlin offered a rather long list of statistics indicating why Comm. Ralph was in error in making judgements. Mr. McLaughlin criticized the Chelmsford Board of Selectmen for some of the letters the Bd. has sent to the County with regard to our concerns involving County matters. Mr. McLaughlin noted that Mr. Murphy (who was on Chelmsford business in Boston and was not at the MVSA mtg) was one of his chief critics. Mr. Lovering commented that Comm. Ralph attended the previous MVSA mtg., and he conducted an attack on Comm. McLaughlin - and at this mtg., Comm. McLaughlin, as guest speaker, attacked Comm. Ralph & the Lowell Sun. Mr. Lovering stated that he only hopes that both gentlemen will stop attacking each other and start to worry about the County and the issues which effect its residents. This personal feud must cease in the best interest of all of us, or it will prohibit productivity in County business. Mr. Hart agreed with Mr. Lovering's report.

Street Acceptance Hearing
Lisa Lane

At 8:30 PM a Street Acceptance Hearing was held on the acceptance of Lisa Lane. Several residents were present. Mr. William Hood, 16 Mansfield Drive informed the Bd. that at one side of Lisa Lane there is a culvert below the street level, which could be hazardous to children in the area, perhaps installation of a guard rail could alleviate the hazard. Also, the culvert is filled with sand, and one can sink down into it if one walks over it. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the request for acceptance of Lisa Lane under advisement pending receipt of report from Louis Rondeau & Paul Bienvenu on the condition of the street, and pending Town Meeting action for same.

Adm. Asst. Reports

Mrs. Haines reported that the Bd. meets on March 1 at 8:30 PM with the Fin. Comm. to review warrant articles for the upcoming Town Meeting.

Mrs. Haines advised the Bd. that Hghy. Dept. negotiations will be March 9; Police Dept. negotiations will be March 7 at 3:00 PM and Fire negotiations will be March 7 at 4:30 PM.

Mrs. Haines informed the Bd. that at the Highway Dept. negotiations held last week there was a question re: letter sent by the Hghy. Union over a year ago re: double time for overtime - we are awaiting a report from ML&M for the Bd's. review & discussion next week.

Town Counsel Reports

Mrs. Haines advised the Bd. that Town Counsel Jas. Harrington telephoned the office today & requested that the Bd. advise him of a date & time of a mtg. with the BOS & Clement McCarthy to decide which attorney will keep what cases during the transition period and after the transition period. The Bd. previously agreed that first, Attorney Harrington & Attorney McCarthy would forward their transition list, and then the Bd. would hold the mtg. to discuss the distribution of the cases. The Bd. will approve the plan and then will discuss the cases & distribution of same.

Dept. Head Reports

The Planning Bd. furnished the BOS with a letter on this date requesting that the BOS attend the PB mtg. on this Wed. at 8:30 PM to discuss administrative offices. The Bd. requested the AA to set up a mtg. of the Chairman of both Boards, on a weekday or evening, to view the bldg. and to discuss the Planning Board's request. The Planning Bd. is requesting additional space for its offices.

Street Acceptance Hearing
Picadilly Circl

At 8:45 PM a Street Acceptance Hearing was held on the acceptance of Picadilly Circle. The residents stated that they feel that the street is in good condi-

Street Acceptance Hearing
Picadilly Circle
continued

tion for acceptance. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the request for street acceptance of Picadilly Circle under advisement, pending receipt of a report from Louis Rondeau and Paul Bienvenu on the condition of the street, and pending Town Meeting action for same. No bond money has been withheld on Picadilly Circle.

Dept. Head Reports
continued

A report was received from Chris Alexion, CPM re: added insurance coverage for our Auxiliary Police Officers. This has been discussed with the Civil Defense Comm., Ins. Adv. Comm. and Fin. Comm. in recent weeks. The Aux. Police serve without remuneration; however, in the event that they were injured while offering their services to the Town, they would not be covered by Town insurance if an accident should occur during an emergency. Mr. Alexion stated that these 30 Aux. Police must be given consideration for inclusion in the Accident Ins. Policy. If they are not given protection, we enter into the realm of Professional Liability Insurance coverage. Mr. Lovering asked why the Bd. was not made aware of this when the Ins. Dept. or Civil Defense Comm. came before the Bd. Mr. Alexion stated that he was not sure whether or not they were covered under workmen's comp at that time. Mr. Lovering stated that in this Town, for all of our Insurance, we have gone for an approp. in 1975 of $261,000 - and just three years later we have a requested approp. of $501,000 for all of our insurance. Mr. Lovering does not understand where Mr. Alexion has derived his figures for the ins. coverage for liability - we cover the entire Town Offic. Prof. Liab. for a premium of $5,200, and Mr. Alexion is estimating that it will cost $3,000 for added coverage. Mr. Lovering stated that this figure is quite high, in view of the fact that the Aux. Police only work at certain times during the year. Mr. Alexion stated that Mr. Lovering was correct in making this statement, and he has been advised that there is a possibility that there would be a reduction in this area. On a motion by Mr. Lovering, seconded by Mr. Murphy, it was unan. voted to contact the Ins. Adv. Comm. and ask them what the added premiums would be to implement this coverage.

Street Acceptance Hearing
Ideal Ave. Extension

At 9:00 PM a Street Acceptance Hearing was held for the acceptance of Ideal Ave. Extension. Several residents were present from Ideal Ave. John Carson stated that he feels that there are no problems with the street. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to take the request for street acceptance for Ideal Ave. under advisement, pending receipt of a report from Louis Rondeau and Paul Bienvenu re: condition of the street, and pending Town Meeting action for acceptance of same.

Dept. Head Reports
continued

Jerry House, CETA Coord. furnished each Bd. member with a copy of the Rec. Commission's recommendations for appointments under Title VI & Title II of the CETA Program for 2 Cust. Watchman at the East School. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to appoint Richard Lawler, 17 Noble Drive as Cust. Watchman under Title VI of the CETA Program at the East School; and Wayne Hill, 8 Meadowbrook Road, as Cust. Watchman under Title II of the CETA Program at the East School.

Unfinished Business

The Board discussed appointments to the Town-Wide Cultural Committee. Previously, the Bd. agreed that all persons completing applications for appt. to this study comm. would be considered for appointment, as they will be working only to form the make-up, charges, and goals of a TWCC, which will be formed after we receive input for same from this study comm, which will include a set of rules which the Bd. could then institute for the TWCC. Mr. Currier moved the appt. of all 21 persons whose names appear on the list of interested persons to serve on the study committee - Mr. Currier then removed the name of Patricia Frost, who is not a resident of Chelmsford. Vote was as follows on the 20 persons: four in favor, one opposed-Mr. Murphy. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was unan. voted to appoint Chris Simorellis as Chairman Pro-Tem. The AA will inform Mr. Simorellis of his duties and what the Bd. expects of the committee. The 20 persons appointed are as follows: Sally Wolfe; Evelyn Newman;

Mitchell Korbey; Kathleen Schnorr; Fredi Scutt; Marjorie Sargent; Moses Paul Ward; Marion Ward; Chris Stavros; William Hynes; Marie Geary; Maureen Creegan; Rod Morrison; Glen Goodsoozian; Jeanne Glenfield; Mary Guaraldi; Christos Simorellis; Thomas Elliot; Richard Meaney; Irene Meaney.

Unfinished Business continued

The Board reviewed several budgets which were discussed or approved in the past few weeks. They were: Bldg. Insp; Fire Dept; Gas Insp; Police Dept; Wiring Insp. Before the Board began to discuss budget approvals, Mr. Lovering presented the Bd. with copies of a review of all of the budgets the Bd. addressed last week, which includes figures for last year's budgets vs. figures & increases in this year's budget requests. Mr. Lovering explained to the Board the material which was outlined on each page. Last year, all of the groups who come under the jurisdiction of the BOS were appropriated by Town Mtg. for a total dollar figure of $4,592,508 - this year's requests total $4,722,428 - which is an increase of $129,000 over last year's appropriation. Our total which we voted as recommendations is $4,534,000, or, we would actually be down $57,548 from what was appropriated last year. However, this is not quite accurate, because last year we had appropriated in our budget dollars for use of the Lowell Landfill which total $150,000 - we will have to deduct that amount from the approp. of last year, which would be an increase in to us of $279,000 - even with the cutting we did last week, we would still be asking the townspeople for $92,452 over what was approp. last year - this $92,452 is based upon no salary increases in Police, Fire, Hghy., or any other dept. under the BOS's jurisdiction, and it is almost exclusively based on zero increases in the expense area. With regards to the 3 Unions, Mr. Lovering used as an example only, the labor in the 3 depts., and escalated it at 7% - he added $210,000 to address our contract demands, the end result in what we are seeing in requests to us this year is $489,000 more than what we approp. last year. In essence, the BOS is attempting to save approx. $400,000 in cutting that out of the budgets before they go to the Fin. Comm. Mr Lovering passed out other sheets dealing with the Police, Fire & Hgy, Depts. Page 2 - re: the Pol. budget, one of the things the Bd. said last week was that we would consider reducing the overtime portion of the Police budget by 15%. Mr. Lovering took the vacation dollars which really is overtime dollars in order to fill-in for vacations, and multiplied them by .85 - same was done for sick time, holiday time, overtime, church traffic was deleted, Mr. Lovering was advised by Mr. Murphy. School traffic has gone into the School Dept. budget for this year. Some items were fairly fixed so their figures were not changed. He cut back Elections, Town Mtg. & parade amounts. The Special Acct. totals $241,000, which is a decrease of $62,000 - new Pol. Dept. figure is $1,063,913. Mr. Lovering made similar changes in the Fire Dept. budget - he took the substitute acct. which is $277,241 and removed mechanic, longevity dollars, etc. - they total $72,967 which he deducted from the subst.acct. for a total of $204,000, which represents vac., holiday, sick & training. Mr. Lovering reduced that by a 15% factor, multiplying by .85 to get a new number of $173,632 - sal. & exp. added now would equal $1,185,045. Perhaps the vacation schedules should be changed or a policy on same should be instituted by the Chiefs. Mr. Lovering feels that the overtime in Police & Fire Depts. should be cut by 15%, in order to reduce our massive overtime costs. Mr. Lovering feels that the Chiefs should develop a policy whereby they would not replace men on vacation all the time - the men should be told to take their vacations at a time when the Chief can afford to replace them. We have minimum manning to provide that so many men are on a shift. Re: Highway Dept. Budget - Mr. Lovering reduced the budget to reflect the old Snow & Ice Budget, and that was a $30,000 reduction. Re: Pol. Dept. budget, the Sel. previously agreed not to include a new sgt., Mr. Lovering did not note this in his report, therefore, the budget for Police Dept. will be even further reduced. Mr. Murphy noted that Mr. Lovering had written on one of the work sheets under 11 'Historic District' - it is really Historical Commission. Mr. Murphy commented that the BOS are claiming that they are withstanding an increase to the community because of our position on Col. Bargaining - he thinks that this

Unfinished Business continu d

is unrealistic to claim that in light of the fact that the Police & Fire Depts. have the last best offer and they have certain benefits under the barg. law. The AA advised Mr. Murphy, in response to his question, that we have not yet requested an opinion from Chief Germann on a cost trade off of adding an additional officer to each shift vs. costs associated with overtime. On a motion by Mr. Murphy, seconded by Mr. Lovering, it was voted four in favor, one opposed-Mr. Palmer, to instruct Chief Germann that from this day on, the Board wishes to have the Chief or Captain handle the assignment of overtime in the Police Dept. Mr. Hart stated that he would like to see the overtime reduced by even more than 15%, but he feels that this will be very hard for the Chiefs to advise how they will do it. Mr. Lovering stated that looking at the facts, we have a requested Police Dept. budget at $1,020,000 - and only $643,000 of that amount is base salary. Last year, these groups had approp. $4,592,000 - if we use Mr. Lovering's recommendations this year, we would recommend $4,534,000, which is, in fact, a decrease of $57,000 - in other words, the Selectmen would be asking for $57,000 less than we asked for last year. Mr. Lovering moved that the Bd. adopt the budgets as indicated in his analysis - Mr. Currier seconded this motion. Mr. Hart stated that some of the budgets are the ones we intended to go over now to take a vote on same. Therefore, Mr. Lovering withdrew his motion.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the Bldg. Insp. Dept. budget in the amount of $23,256, under reconsideration.

On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to approve the Fire Dept. budget in the amount of $1,185,045, based upon zero increases in salaries because we are in negotiations at the present time.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the Gas Insp. Dept. budget in the amount of $5,201, under reconsideration.

On a motion by Mr.Lovering, seconded by Mr. Currier, it was unan. voted to approve the Police Dept. budget in the amount of $1,063,913 - to be adjusted to further reduction by the removal of the sergeant.

On a motion by Mr. Currier, seconded by Mr. Murphy, it was unan. voted to approve the Wiring Insp. Dept. budget in the amount of $16,752.

The Selectmen have completed their budget approvals, and have a total which is $57,000 less than the figure that the Sel. submitted last year for these same departments' budgets. Mr. Murphy stated that some time before Town Meeting, the Selectmen should put these numbers in the correct line items-we will notify the Dept. Heads to adjust their budgets & line items.

Corres. Sum.

Item 2 - no change to recommendation - Mr. Lovering asked the status of penalties to DeMatteo for not completing work on the lake on time in accordance with the specs - Mr. Hart advised that Town Cousel is handling that. Mr. Hart suggested that we inform Mr. Loney that we are not satisfied with the Lake in regards to the opening up of the inlet structure because the bolts used which go through the boards to pull up the boards were not fastened securely - Mr. Loney is aware of this already, but we want him to notify DeMatteo of this matter - the bolts were missing a piece of steel plating on the bottom of the underneath board on the inlet structure - this was voted on a motion by Mr. Currier, seconded by Mr. Palmer, unan. voted by the Board.

Item 5 - Board discussion re: report from Chris Alexion re: wetted salt. On a motion by Mr. Lovering, seconded by Mr. Currier, it was unan. voted to forward the map we have of all Town property to the Bd. of Health and request that they give us a list of possibilities of locations for the salt storage shed,given the current, existing locations of wells in Town, where they feel the shed would have the least amount of impact on the wells. Residential areas will have to be taken into consideration in choosing the 5 or 6 locations. On a motion by Mr. Currier, seconded by Mr. Palmer, it was unan. voted to allow the Purch. Agent to mail the card attached to his corres. to the BOS for further info. on this subject.